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FINAL
CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
09:00 a.m. June 19, 2018

City Council Chambers
455 North Main

OPENING OF REGULAR MEETING

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of regular meeting on June 12, 2018

AWARDS AND PROCLAMATIONS

- Proclamations:
Amateur Radio Field Day
World Refugee Day
Mentoring a Girl in Construction Week
- Awards:
Fire Academy Graduation

I. PUBLIC AGENDA

NOTICE: No action will be taken relative to items on this agenda other than referral for information. Requests to appear will be placed on a "first-come, first-served" basis. This portion of the meeting is limited to thirty minutes and shall be subject to a limitation of five minutes for each presentation with no extension of time permitted. No speaker shall be allowed to appear more frequently than once every fourth meeting. Members of the public desiring to present matters to the Council on the public agenda must submit a request in writing to the office of the city clerk prior to twelve noon on the Tuesday preceding the council meeting. Matter pertaining to personnel, litigation and violations of laws and ordinances are excluded from the agenda. Rules of decorum as provided in this code will be observed.

1. Janice Bradley - Requirement of Police to render aid to victims.
2. Robin Ulmer - Police shootings.
3. Ellen Oberle - Helping the City with planting areas that do not require constant watering, various maintenance and chemicals.
4. Mary Dean - Decorum. (Cancelled)

II. CONSENT AGENDA ITEMS 1 THROUGH 13

NOTICE: Items listed under the "Consent Agendas" will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the "Consent Agendas" and considered separately

(The Council will be considering the City Council Consent Agenda as well as the Planning, Housing, and Airport Consent Agendas. Please see "ATTACHMENT 1 – CONSENT AGENDA ITEMS" for a listing of all Consent Agenda Items.)

COUNCIL BUSINESS

III. UNFINISHED COUNCIL BUSINESS

None

IV. NEW COUNCIL BUSINESS

1. Ordinance Amending Section 4.04.045 of the Code of the City of Wichita Pertaining to Areas Exempted for Alcohol Consumption.

RECOMMENDED ACTION: Place the ordinances on first reading and authorize all necessary signatures.

2. 2018-2019 Fifth Program Year Annual Action Plan Funding Recommendations.

RECOMMENDED ACTION: Close the public hearing, approve the funding recommendations, authorize the submission of the Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD), and authorize the necessary funding agreements and signatures.

3. Grant Application for I-135/K-96/K-254/I-235, North Junction Interchange. **(Moved from consent agenda)**

RECOMMENDED ACTION: Authorize staff to apply for the BUILD grant and to hire PEC to prepare the grant application.

COUNCIL BUSINESS SUBMITTED BY CITY AUTHORITIES

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

V. NON-CONSENT PLANNING AGENDA

None

HOUSING AGENDA

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on the items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion. **Andra Martin Housing Member is also seated with the City Council.**

VI. NON-CONSENT HOUSING AGENDA

None

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport Authority for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

VII. NON-CONSENT AIRPORT AGENDA

None

COUNCIL AGENDA

VIII. COUNCIL MEMBER AGENDA

1. Change in Council Meeting Schedule.

RECOMMENDED ACTION: Approve changing the Council Meeting Schedule to make the June 26 Council Meeting a Regular Meeting and canceling the July 3 Council Meeting.

IX. COUNCIL MEMBER APPOINTMENTS AND COMMENTS

1. Board Appointments.

RECOMMENDED ACTION: Approve the appointments.

Adjournment

(ATTACHMENT 1 – CONSENT AGENDA ITEMS 1 THROUGH 13)

II. CITY COUNCIL CONSENT AGENDA ITEMS

1. Report of Board of Bids and Contracts dated June 18, 2018.

RECOMMENDED ACTION: Receive and file report; approve the contracts; and authorize the necessary signatures.

2. Applications for Licenses to Retail Cereal Malt Beverages:

- a. List of CMBs

RECOMMENDED ACTION: Approve licenses subject to staff review and approval.

3. Preliminary Estimates:

- a. List of PEs

RECOMMENDED ACTION: Receive and file.

4. Petitions for Public Improvements:

- a. New and Revised Petitions for Improvements to Serve Southern Ridge 3rd Addition. (District IV)
b. Revised Petition for Drainage Improvements to Serve Emerald Bay Estates 3rd Addition. (District VI)

RECOMMENDED ACTION: Approve the petitions and adopt the resolutions.

5. Consideration of Street Closures/Uses:

- a. Community Events – The Douglas Block Party. (Districts I **and** VI)
b. Community Events – The Orpheum’s American Graffiti Car Show. (District VI)
c. Community Events – Diva Dash 5K. (Districts I, IV and VI)

RECOMMENDED ACTION: Approve the request subject to; (1) Hiring off-duty certified law enforcement officers as required; (2) Obtaining barricades to close the streets in accordance with requirements of Police, Fire and Public Works Department; and (3) Securing a Certificate of Liability Insurance on file with the Community Events Coordinator.

6. Minutes of Advisory Boards/Commissions:

Wichita Employees’ Retirement System, March 14, 2018 and April 18, 2018
Board of Building Code Standards and Appeals, January 8, 2018
Wichita Airport Advisory Board, May 7, 2018

RECOMMENDED ACTION: Receive and file.

7. O.J. Watson Park Improvement Project. (District III)

RECOMMENDED ACTION: Adopt the bonding resolution and the initiation of funding for the project.

8. Over Estimate Bid for Stormwater Sewer Improvements to Serve Uptown Landing Addition. (District I)

RECOMMENDED ACTION: Approve the revised estimate, approve acceptance of the lowest bid, and authorize the necessary signatures.

9. Parking Garage and Surface Lot Improvements.

RECOMMENDED ACTION: Approve the project, adopt the bonding resolution, and authorize the necessary signatures.

10. Surplus Cash Note Correction; Save-A-Lot Grocery Store, 1640 S. Broadway. (District III)

RECOMMENDED ACTION: Approve correction of the surplus cash note.

11. Second Reading Ordinances: (First Read June 12, 2018)

RECOMMENDED ACTION: Adopt the Ordinances.

II. CONSENT PLANNING AGENDA ITEMS

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

12. *VAC2017-00025 – City Vacation of Platted Alley Generally Located Directly North of the Intersection of East William Street and South Commerce Street. (District I)

RECOMMENDED ACTION: Approve the Vacation Order (simple majority of four votes required) and authorize the necessary signatures.

II. CONSENT HOUSING AGENDA ITEMS

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on the items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion. **Andra Martin, Housing Member is also seated with the City Council.**

None

II. CONSENT AIRPORT AGENDA ITEMS

NOTICE: The City Council is meeting as the governing body of the Airport Authority for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

13. ***WAA Report of Board of Bids and Contracts dated June 18, 2018.**

RECOMMENDED ACTION: Receive and file report, approve the contracts and authorize the necessary signatures.

Agenda Item IV-1

**City of Wichita
City Council Meeting
June 19, 2018**

TO: Mayor and City Council

SUBJECT: Ordinance Amending Section 4.04.045 of the Code of the City of Wichita Pertaining to Areas Exempted for Alcohol Consumption

INITIATED BY: Division of Arts & Cultural Services

AGENDA: New Business

Recommendation: Place the ordinance on first reading and authorize the necessary signatures.

Background: Section 4.04.045 of the Code of the City of Wichita establishes public property that is exempt from prohibition of consumption of alcoholic liquor. Promoters of events in the downtown area have requested a process for the consumption of alcohol in public parking garages, parking lots, and parking facilities within a certain area.

Analysis: The proposed amendments would allow the City Council to approve an application for the consumption of alcohol for events occurring in public parking garages, parking lots, or parking facilities within the defined area. This area is defined as the area from Central on the North, Hillside on the East, Kellogg on the South and Seneca on the West.

Financial Considerations: None.

Legal Considerations: The ordinance has been prepared and approved as to form by the Law Department.

Recommendations/Actions: It is recommended that the City Council place the ordinances on first reading and authorize all necessary signatures.

Attachments: Ordinance

First Published in the Wichita Eagle June 29, 2018

Ordinance No. 50-804

AN ORDINANCE AMENDING SECTION 4.04.045 OF THE CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO EXEMPTION OF CERTAIN PUBLIC PROPERTY WITHIN THE CITY FROM THE PROHIBITION AGAINST CONSUMPTION OF ALCOHOLIC LIQUOR THEREON BY VIRTUE OF THE AUTHORITY CONTAINED IN K.S.A. 41-719, AND REPEALING THE ORIGINAL OF SAID SECTION.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA,
KANSAS:

SECTION 1. Section 4.04.045 of the Code of the City of Wichita, Kansas is hereby amended to read as follows:

“Exemptions.

(A) The city, by virtue of the authority contained in K.S.A. 41-719 and amendments thereto, exempts the following properties from any prohibition against consumption of alcoholic liquor on public property contained in K.S.A. 41-719 and amendments thereto, and in Section 4.04.040 of this Code and amendments thereto: CityArts, the education building of the Wichita Area Treatment Education and Remediation (WATER) Center, Sports Hall of Fame, Advanced Learning Library and grounds, Westlink, Evergreen, Ford Rockwell and Lionel Alford Regional Branch Libraries and grounds, Wichita-Sedgwick County Historical Museum, Century II, the Wichita Dwight D. Eisenhower National Airport, Colonel James Jabara Airport, Cowtown, the Wichita Art Museum building and grounds, Mid-America All-Indian Center building and grounds, Lawrence-Dumont Stadium and parking lot, the Central

Branch Wichita Public Library, the Kansas Aviation Museum (Historic Wichita Municipal Airport), Botanica -- the Wichita Gardens all buildings and grounds, the Hyatt Regency Wichita Hotel and Conference Center, Exploration Place building and grounds, the Ice Sports Center of Wichita building and grounds, the Wichita Boathouse building and grounds, the La Familia Senior Community Center, Inc. located at 841 W. 21st St. North building and grounds, and the First Tee Building and outdoor patio to be located at 1034 N. Roosevelt.

(B) The city, by virtue of the authority contained in K.S.A. 41-719 and amendments thereto, exempts the following properties from any prohibition against consumption of alcoholic liquor on public property contained in K.S.A. 41-719 and amendments thereto, and in Section 4.04.060 of this Code and amendments thereto: the Old Town Farm and Art Market, Nomar International Market, the Old Town Cinema Plaza, A. Price Woodard Park, Naftzger Park, Finlay Ross Park, Heritage Square Park, the vacant property located at 642 N. Seneca as described in a lease approved by the Wichita City Council on June 19, 2007 between the City of Wichita and the Kansas African American Museum, Inc., the Chester I. Lewis Reflection Square Park, any open public property that is owned by the City of Wichita and is located within the area bounded on the north by the south curb line of Douglas Avenue from the west curb line of Washington Avenue to the east bank of the Arkansas River, thence south to a line designated by the north edge of the Kellogg Flyover, thence east to the west curb line of Washington Avenue and thence north to the south curb line of Douglas Avenue to the point of origin, ~~and~~ the Douglas River Corridor Open Space which shall include the public property along the east bank of the Arkansas River extending north for 510 feet

from a line designated by the north edge of the Douglas Avenue Bridge and abutting the Drury Plaza Hotel Broadview property line on the east and encompassing the Douglas River Corridor Gazebo and the paved walkway immediately to the north thereof, and any parking lots, parking garages, or parking facilities of any type that are owned by the City of Wichita and are located within the area bounded on the east by the west curb line of Hillside Avenue, on the north by the south curb line of Central Avenue and then the east curb line of Seneca Street and then the south curb line of McLean Boulevard, on the west by the east curb line of Meridian Avenue, and on the south by a line designated by the north edge of the Kellogg Flyover. Provided, however, unless such property is subject to a lease agreement approved by the Wichita City Council or the Board of Park Commissioners, the properties referred to in this subsection shall be considered exempted only under the following circumstances:

- (1) When either a community event, temporary entertainment district or common consumption area has been approved by the City Council;
 - (2) If an activity does not require a community event permit, when the written consent of the City Manager or the Manager's designee has been obtained, or if park property when the written consent of the Director of Park and Recreation or the Director's designee has been obtained;
 - (3) When a license for the sale of alcohol has been issued if such license is necessary, or when licensed caterer has provided the required notification for the premises pursuant to K.S.A. 41-2643 and amendments thereto;
- and

- (4) Any property subject to a lease agreement as set forth above shall be considered exempt at any time and the conditions upon which consumption of alcoholic liquor is allowed shall be subject to the control of the applicable lessee.”

SECTION 2. The original of Section 4.04.045 of the Code of the City of Wichita, Kansas, is hereby repealed.

SECTION 3. This ordinance shall be included in the Code of the City of Wichita, Kansas, and shall be effective upon its passage and publication once in the official city paper.

PASSED by the governing body of the City of Wichita, Kansas, this 26th day of June, 2018.

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Jennifer Magaña, City Attorney and
Director of Law

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: 2018-2019 Fifth Program Year Annual Action Plan Funding Recommendations

INITIATED BY: Housing and Community Services Department

AGENDA: New Business

Recommendation: Close the public hearing, approve the funding recommendations, authorize the submission of the Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD), and authorize the necessary funding agreements and signatures.

Background: Wichita is recognized as an entitlement city by the U.S. Department of Housing and Urban Development (HUD). This designation is based on a federal formula, which considers total population, the number of persons below the poverty level, the number of overcrowded housing units, the age of housing and the population growth lag. In order to receive Federal funds under the Community Development program, entitlement cities must complete and submit a multi-year Consolidated Plan for HUD approval. Upon HUD's acceptance, cities submit one-year action plans for each year of the Consolidated Plan. The fifth year of the 2014-2018 Consolidated Plan covers the period of July 1, 2018 to June 30, 2019.

The allocation amounts for 2018-2019, are as follows: CDBG-\$2,806,389; HOME-\$1,498,828; and ESG-\$230,074. The proposed Plan also utilizes \$380,503 in unallocated CDBG funds and \$1,600,000 in Section 108 loan repayments, resulting in \$4,786,892 total CDBG spending. In addition, the plan utilizes \$40,349 in unallocated HOME funds yielding a total of \$1,539,177 in projected spending.

On May 15, 2018, the City Council approved opening of the required 30-day public review and comment period for the proposed Plan.

Analysis: Requests for Proposals (RFPs) were issued for Domestic Violence Shelter Services, Youth Crime Prevention and Enrichment, and Emergency Solutions Grant funding. Invitations were extended to Community Housing Development Organizations (CHDOs) to apply for housing development funds. After preliminary review by staff, proposals and applications were forwarded to the Grants Review Committee (GRC) appointed by the City Council for review and recommendation. The GRC held a public hearing on February 15, 2018, whereby all respondents presented their proposals for public input and GRC discussion.

HUD requires that the local Continuum of Care provide input into recommendations for Emergency Solutions Grant program funding. In Wichita, the group which provides recommendations for the ESG is the Continuum of Care Coordination Team (CCCT). The CCCT met on February 12, 2018, and prepared recommendations which were forwarded to the GRC and presented at the public hearing on February 15, 2018.

The GRC considered all written and oral information, and prepared funding recommendations. The GRC recommendations are included below.

Community Development Block Grant

Public Facilities and Infrastructure Improvements:

Funds will be used for demolition and clearance of properties, which have been cited by staff in the Metropolitan Area Building and Construction Department (\$100,000).

Housing Activities: \$3,007,808

Funds will be utilized for home repair activities (\$1,140,156), special code enforcement and compliance activities in designated areas (\$67,129), and public housing rehabilitation projects (\$1,600,000). In addition, an acquisition and development activity (\$200,523) is proposed. The Housing and Community Services Department (HCS) will work toward effectuating the Comprehensive Housing Policy by creating opportunities for housing affordability and availability with funding provided under this activity. Of the total funding amount, \$216,196 will come from prior year unallocated funds, which are available as a result of program income, and Section 108 loan repayments in the amount of \$1,600,000. Section 108 loan repayments are not considered to be program income, but must be utilized for CDBG-eligible activities.

CDBG-funded housing activities are consistent with the City's Comprehensive Housing Policy, specifically, the components related to affordability, availability, and neighborhood stability. Projects to be undertaken will also be in accordance with the departmental goal to preserve the supply of housing in order to maintain affordability for residents earning 80 percent or less of the area median income, which is currently \$66,400.

Program Administration: \$561,277

HUD allows up to 20 percent of the entitlement grant to be used for Program Administration, which includes reasonable costs associated with general management, oversight, coordination, monitoring and evaluation. Funds will be utilized for program management (\$444,788), indirect costs (\$91,489), and mandated consolidated plan activities (\$25,000).

City Manager's Office of Community Services: \$385,000

Funds will pay for salaries and benefits for three community services representatives and three administrative aides in Districts 1, 3, and 6, and eligible operational costs at the Resource Centers.

Housing and Community Services: \$68,500

Funds will pay for Housing First program staff salaries, benefits and operational costs.

Domestic Violence Shelter Services: \$250,000

Purpose: to provide temporary shelter, counseling and other support services for women and children who are fleeing domestic violence situations. A RFP was released for this activity, and the table below represents the GRC recommendations. Based on proposals recommended for funding, approximately 750 women and children will be served.

Agency	2017-18 Allocation	2018-19 Request	2018-2019 Recommendation
Catholic Charities	\$96,936	\$102,109	\$96,936
StepStone, Inc.	\$23,000	\$23,000	\$23,000
Wichita Family Crisis Center	\$130,064	\$140,997	\$130,064
TOTAL	\$250,000	\$266,106	\$250,000

Youth Crime Prevention and Enrichment: \$214,307

The purpose of funding for Youth Crime Prevention and Enrichment programs is to engage middle school age youth with identified risk factors in activities that will prevent crime and enrich their lives. A RFP was released for this activity. Three proposals were received, and the table below represents the GRC recommendations. Based on proposals recommended for funding, approximately 4,480 youth will be served. The Y.M.C.A. of Wichita, KS, was recommended for \$109,539 to continue to provide an after-school enrichment program for 4,200 youth in 14 middle schools. Kansas Big Brothers/Big Sisters was recommended for \$45,712 to match 80 youth with volunteer mentors. Mental Health Association was recommended for \$29,056 for 200 youth.

Agency	2017-18 Allocation	2018-19 Request	2018-19 Recommendation
Mental Health Association of SCK	\$29,056	\$29,056	\$29,056
Kansas Big Brothers Big Sisters	\$47,643	\$51,482	\$45,712
YMCA of Wichita, KS	\$125,000	\$125,000	\$109,539
TOTAL	\$201,699	\$205,538	\$184,307

In addition to the above, a total of \$30,000 is designated for a City of Wichita program, 'SayYES!' which offers enrichment services to qualifying youth during the summer, including recreational activities, a meal program, and bus transportation.

Of the total funding amount, \$64,307 will come from prior year unallocated funds.

Summer Youth Employment: \$200,000

The proposed Plan designates \$200,000 for summer youth employment activities to be reserved for programming during the summer of 2019. The 2018 Way to Work Program will be implemented using CDBG funds from the 2017-18 allocation.

Agency	2017-18 Allocation	2018-19 Recommendation
The Way to Work	\$200,000	\$200,000
Other community provider(s), TBD	\$0	\$0
TOTAL	\$200,000	\$200,000

HOME Investment Partnerships Program

HUD requires that a minimum of 15 percent of the total annual HOME grant be designated (set-aside) for CHDOs, for the development of affordable housing. The City's priority for this funding is the development of single-family housing for homeownership, within the Neighborhood Revitalization Area. Three organizations, Mennonite Housing Rehabilitation Services (MHRS), Power CDC, and Jakub's Ladder applied for funding. The GRC voted to fund the Power CDC application for \$56,298, and to leave the remainder of the CHDO set-aside funding to be allocated during the program year. The reasoning is because MHRS and Jakub's Ladder have funding commitments for housing units yet to be constructed. Environmental review clearance has recently been achieved for the subject sites, so it is expected that construction will begin within the next 60 days. Hope Enterprise was determined to not be eligible for CHDO funding. The unallocated funding is to be made available to CHDOs on a first-come, first-serve basis, as project sites and eligible homebuyers are identified.

Agency	2017-2018 Allocation	2018-19 Request	2018-19 Recommendation
Jakub's Ladder	\$58,862	\$112,654	\$0
Mennonite Housing Services	\$150,000	\$200,000	\$0
Power CDC	\$56,298	\$56,298	\$56,298
Hope Enterprise	N/A	\$75,000	\$0
Additional funding to be allocated during 2018-19	N/A	N/A	\$243,702
TOTAL	\$265,160	\$443,952	\$300,000

Program Administration and Indirect Costs: \$149,882

Up to 10 percent of the City's HOME allocation can be used to offset costs of administering the program, including indirect costs. Indirect costs are computed by applying the applicable percentage to the amount of the anticipated annual grant.

CHDO Operating Expenses: \$50,000

Funding is consistent with prior year allocations and is provided to help CHDOs cover operating expenses.

HOMEownership 80: \$352,331

The downpayment and closing cost recommendation is based on anticipated new and existing home sales in the 2018-2019 program year. Unallocated funds in the amount of \$40,349, which are available as a result of program income, will be utilized. This allocation amount will serve approximately 17 homebuyers.

Boarded Up House Program: \$65,000

This recommendation will provide funding for one project, and is consistent with the allocation for the previous program year.

Housing Development Loan Program: \$255,000

These funds are used by non-profit or for-profit developers, for in-fill housing in the City-designated Redevelopment Incentive, Neighborhood Revitalization or Local Investment areas.

Acquisition and Development: \$366,964

HCS will utilize this funding to work toward effectuating the Comprehensive Housing Policy by creating opportunities for housing affordability and availability.

Activities to be undertaken with HOME funding are consistent with the City's Comprehensive Housing Policy, specifically, the components related to affordability, availability, and neighborhood stability. Projects to be undertaken will also be in accordance with the departmental goal to increase the supply of housing in order to maintain affordability for residents earning 80 percent or less of the area median income, which is currently \$66,400.

Emergency Solutions Grant (ESG) Funds

The ESG program prioritizes permanent housing solutions for the homeless or for persons at serious, imminent risk of becoming homeless, with a reduced focus on emergency shelter and street outreach. The legislation which created this program caps expenditures for shelter and outreach activities at 60 percent of the annual allocation. The funding recommendations made by the CCCT and accepted by the GRC were based on the 2017-2018 ESG funding allocation and responses to the RFP. ESG funding was reduced by \$11,161 for 2018-2019, so the funding recommendations presented in the following chart reflect proportional reductions to the funding recommendations made by the CCCT and accepted by the GRC. The activities are within the 60 percent cap.

Agency – Homeless Assistance	2017-18 Allocation	2018-19 Request	2018-19 Recommendation
Catholic Charities – Harbor House	\$18,000	\$18,000	\$17,163
Catholic Charities – St. Anthony Family Shelter	\$25,000	\$25,000	\$23,846
Inter-Faith Ministries – Inter-Faith Inn	\$17,195	\$30,000	\$16,400
Inter-Faith Ministries – Warming Souls Winter Shelter	\$6,724	\$25,000	\$6,419
The Salvation Army	\$14,237	\$25,000	\$13,567
United Methodist Open Door	\$40,000	\$45,000	\$38,156
Wichita Family Crisis Center	\$21,050	\$24,587	\$20,077
Total	\$142,206	\$192,587	\$135,628

The legislation which created this program allows for homeless prevention activities. The funding recommendations presented in the following chart also reflect proportional reductions to the funding recommendations made by the CCCT and accepted by the GRC based on responses to the RFP, due to reduced ESG funding for 2018-2019.

Agency – Homeless Prevention	2017-18 Allocation	2018-19 Request	2018-19 Recommendation
Center of Hope, Inc.	\$20,000	\$25,000	\$23,841
The Salvation Army	\$20,000	\$20,000	\$14,305
Total	\$40,000	\$45,000	\$38,146

Other ESG recommendations include \$37,734 for Rapid Re-Housing, \$1,311 for administration of the Homeless Management Information System by the United Way, and \$17,255 for the City's program management and indirect costs.

The City is required to provide an opportunity for citizens to review and comment on the proposed Annual Action Plan prior to its submission to HUD. The City published notices in the Wichita Eagle on May 16, 2018 and May 31, 2018 and in the Community Voice on May 24, 2018, advising that public comments would be accepted through June 14, 2018. The proposed Annual Action Plan was made available to the public through the Neighborhood Resource Centers, the Housing and Community Services Department, City Hall, the City of Wichita website, and specified branches of the Wichita Public Library. There were no comments received.

Financial Considerations: Development of an Annual Action Plan is required for receipt of Federal funds. There is no impact to the General Fund as a result of the funding recommendations.

Legal Consideration: The Law Department has reviewed the 2018-2019 Fifth Program Year Annual Action Plan and approved as to form.

Recommendation/Actions: It is recommended that the City Council close the public hearing, approve the funding recommendations, authorize the submission of the Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD), and authorize the necessary funding agreements and signatures.

Attachments:

2018-2019 Fifth Program Year Allocation Spreadsheet
Fifth Program Year Action Plan Funded Activity Summary

CDBG Allocations, 2018-2019 (June 19, 2018)					
COMMUNITY DEVELOPMENT BLOCK GRANT	2014-2015	2015-2016	2016-2017	2017-2018	2018-2019
Public Facilities and Infrastructure Improvements	COUNCIL ALLOCATION	COUNCIL ALLOCATION	COUNCIL ALLOCATION	COUNCIL ALLOCATION	RECOMMENDATION
PUBLIC WORKS & UTILITIES	\$402,020	\$1,040,000	\$625,000	\$422,000	\$0
Hazardous Street or Sidewalk Repair	\$0	\$0	\$200,000	\$0	\$0
DIV Street Paving - Dora & Everett	\$367,020	\$115,000	\$0	\$0	\$0
DI Sidewalk Replacement - 11th Street	\$35,000	\$75,000	\$0	\$0	\$0
Green Street Bikeway	\$0	\$400,000	\$0	\$0	\$0
Pedestrian Crossing 9th & McLean	\$0	\$150,000	\$0	\$0	\$0
Market & Topeka Bike Path	\$0	\$300,000	\$0	\$0	\$0
Mt. Vernon Bike Path	\$0	\$0	\$125,000	\$0	\$0
District III Vassar Ct (Planeview) Drainage Improvements	\$0	\$0	\$0	\$100,000	\$0
District I Opportunity Area infrastructure improvements	\$0	\$0	\$300,000	\$322,000	\$0
METROPOLITAN AREA BUILDING & CONSTRUCTION DEPARTMENT	\$0	\$0	\$60,000	\$0	\$100,000
Demolition and Clearance of Dangerous and Unsafe Buildings	0	0	\$60,000	\$0	\$100,000
PARK & RECREATION	\$130,000	\$350,000	\$0	\$0	\$0
Glen Dey Park Improvements	\$50,000	\$0	\$0	\$0	\$0
Friendship Park Improvements	\$80,000	\$0	\$0	\$0	\$0
Ash Park Improvements	\$0	\$250,000	\$0	\$0	\$0
Fairmount Park Improvements	\$0	\$100,000	\$0	\$0	\$0
SPECIAL ECONOMIC DEVELOPMENT	\$0	\$0	\$465,000	\$661,298	\$0
Dunbar Theater/Power CDC - Project Planning Grant	\$0	\$0	\$65,000	\$0	\$0
Save-A-Lot - Commercial Loan	\$0	\$0	\$400,000	\$0	\$0
Dunbar Theater/Power CDC -	\$0	\$0	\$0	\$661,298	\$0
TOTAL CAPITAL/DEMOLITION/ECONOMIC DEVELOPMENT PROJECTS	\$532,020	\$1,390,000	\$1,150,000	\$1,083,298	\$100,000
TOTAL AMOUNT USED FROM UNALLOCATED	\$532,020	\$1,390,000	\$1,150,000	\$1,083,298	\$100,000
COMMUNITY DEVELOPMENT BLOCK GRANT	2014-2015	2015-2016	2016-2017	2017-2018	2018-2019
Housing Activities	COUNCIL ALLOCATION	COUNCIL ALLOCATION	COUNCIL ALLOCATION	RECOMMENDATION	RECOMMENDATION
HOME IMPROVEMENT PROGRAM SERVICES	\$1,142,000	\$1,179,251	\$1,140,156	\$1,140,156	\$1,140,156
Home Improvement Program Administration	\$389,000	\$389,000	\$389,000	\$389,000	\$389,000
Home Repair	\$753,000	\$740,251	\$751,156	\$751,156	\$751,156
Neighborhood Clean-Ups	\$0	\$0	\$0	\$0	\$0
Demolition Activities Related to HOME	\$0	\$50,000	\$0	\$0	\$0
MABCD CODE ENFORCEMENT	\$0	\$100,000	\$50,000	\$50,000	\$67,129
HOMEOWNERSHIP 80 PROGRAM	\$0	\$100,000	\$0	\$0	\$0
2% HOME IMPROVEMENT LOAN PROGRAM	\$0	\$30,000	\$0	\$0	\$0
PUBLIC HOUSING REHABILITATION	\$0	\$0	\$0	\$0	\$1,600,000
ACQUISITION AND DEVELOPMENT	\$0	\$0	\$0	\$0	\$200,523
TOTAL HOUSING PROJECTS	\$1,142,000	\$1,409,251	\$1,190,156	\$1,190,156	\$3,007,808
TOTAL AMOUNT USED FROM UNALLOCATED	\$0	\$324,661	\$100,000	\$199,067	\$1,816,196
COMMUNITY DEVELOPMENT BLOCK GRANT	2014-2015	2015-2016	2016-2017	2017-2018	2018-2019
Administration and Planning - 20% CAP	COUNCIL ALLOCATION	COUNCIL ALLOCATION	COUNCIL ALLOCATION	RECOMMENDATION	RECOMMENDATION
HOUSING AND COMMUNITY SERVICES	\$458,609	\$526,574	\$535,914	\$511,147	\$561,277
CDBG Indirect Costs	\$84,124	\$121,574	\$219,879	\$144,142	\$91,489
CDBG Program Management	\$369,485	\$400,000	\$311,035	\$362,005	\$444,788

2018-19 Fifth Program Year Annual Action Plan

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

This Annual Action Plan is the fifth year of the City of Wichita's 2014-2018 Consolidated Plan, which provides a basis and strategy for the use of federal funds allocated to the City of Wichita by the U.S. Department of Housing and Urban Development. Programs and activities identified in this Plan are intended to primarily benefit low and moderate-income residents throughout the city of Wichita and neighborhoods with high concentrations of low- and moderate-income residents, which will ultimately benefit the city as a whole. This Plan is the product of citizen participation, public hearings, and consultations with other agencies, groups and organizations involved in the development of affordable housing, creation of job opportunities for low and moderate-income residents, and/or provision of services to children, elderly persons, persons with disabilities, and homeless persons.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

The theme of the City's Consolidated Plan continues to be "Creating Communities of Choice." Following this theme, activities identified in the plan prioritize housing needs in the core of the city by developing and maintaining strong infrastructure to enhance the living and working environment, as well as providing activities to support the needs of the people who live and/or work in those areas. The City will continue supporting services for the homeless, with a strong emphasis on permanent housing solutions, as well as public service activities to benefit low-to-moderate income families.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The City of Wichita has a history of successful administration of federal programs for housing, as well as community planning and development. That system is firmly in place and will continue for future administration of Consolidated Plan funds, and includes program management by City staff and through business agreements with community agencies. Results of the City's administration of programs funded with Consolidated Plan resources are reported using the Consolidated Annual Performance and Evaluation Report (CAPER) format and can be found on the City's website.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

For the City of Wichita, citizen participation is a vital component of the consolidated planning process. To encourage Wichita citizens to be involved in making decisions regarding planning and funding public programs and activities, the Housing and Community Services Department has developed a Citizen Participation Plan which uses various media formats to engage the public in identifying needs and priorities. All citizens are encouraged to participate in the development and review of the Consolidated Plans and Annual Plans, including substantial amendments, and the Consolidated Annual Performance and Evaluation Reports (CAPER). Notice of public hearings and comment periods are published in the designated official newspaper or newspapers of general circulation, and advertised on the City-7 cable television channel.

Public service activities identified for CDBG funding during the 2018-19 Fifth Program Year were carefully reviewed and selected by a Grants Review Committee comprised of citizens representing each City Council district, as well as representatives from United School District 259, The Wichita State University, small and large business, Wichita Independent Neighborhood Association, and United Way of the Plains. Homeless assistance activities identified for 2018-19 ESG funding were carefully reviewed and selected by a subcommittee of the Wichita Sedgwick County Continuum of Care Coordinating Team. A public hearing of all proposals for CDBG and ESG funding, as well as applications for HOME funding was held on February 15, 2018. Oral comments were invited during that hearing.

Plan summaries are available at all Neighborhood Resource Centers, as well as the City's Central Library and selected branch libraries. Oral comments were invited during public hearings conducted on this matter at the regular City Council meeting of May 15, 2018. The 30-day review and comment period began on May 16, and will end on June 14, 2018.

5. Summary of public comments

6. Summary of comments or views not accepted and the reasons for not accepting them

7. Summary

Expected Resources

AP-15 Expected Resources – 91.220(c) (1, 2)

Introduction

On May 1, 2018, HUD announced the 2018-19 allocation amounts: CDBG - \$2,806,389; HOME - \$1,498,828; ESG - \$230,074. The proposed plan also utilizes \$380,503 in unallocated CDBG funds and \$1,600,000 in Section 108 loan repayments, resulting in \$4,786,892 total CDBG spending. In addition the plan uses \$34,499 in unallocated HOME funds yielding a total of \$1,533,327 in projected spending.

Priority Table

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	Public - Federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	\$2,806,389	0	\$1,980,503	\$4,786,892	0	Funds will be used to advance priorities identified in the Consolidated Plan.

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
HOME	Public - Federal	Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership Acquisition and Development Demolition/Clearance	\$1,498,828	0	\$34,499	\$1,539,177	0	Funds will be used to advance priorities identified in the Consolidated Plan.
ESG	public - federal	Conversion and rehab for transitional housing Financial Assistance Overnight shelter Rapid re-housing (rental assistance) Rental Assistance Services Transitional housing	\$230,074	0	0	\$230,074	0	Funds will be used to advance priorities identified in the Consolidated Plan.

Table 1 - Expected Resources – Priority Table

Annual Goals and Objectives

AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Home Repair	2018	2019	Affordable Housing	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area; City-wide	Safe Affordable Housing	CDBG: \$1,207,285 Home Repair: \$1,140,156; Code Enforcement: \$67,129 (Includes \$216,196 unallocated funds)	Other: 457
2	New Housing Development (single/multi-family)	2018	2019	Affordable Housing	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area;	Safe Affordable Housing	HOME: \$921,964 CDBG: \$200,523 HDLP+CHDO Set Aside, Acquisition and Development	Homeowner Housing Added: 27 Household Housing Unit

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
3	Homebuyer Assistance	2018	2019	Affordable Housing	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area;	Safe Affordable Housing	HOME: \$352,331	Direct Financial Assistance to Homebuyers: 17 Households Assisted
4	Housing First	2018	2019	Homeless	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area	Homelessness	CDBG: \$68,500	Other: 64 Other
5	Homeless Assistance (Shelters)	2018	2019	Homeless	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area	Homelessness	ESG: \$135,628	Homeless Person Overnight Shelter: 2871 Persons Assisted Other: 2400 Other
6	Rapid Re-Housing	2018	2019	Homeless	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area	Homelessness	ESG: \$37,734	Homelessness Prevention: 15 Persons Assisted
7	Homeless Prevention	2018	2019	Homeless	Wichita Neighborhood Revitalization Area; Redevelopment Incentive Area; Local Investment Area	Homelessness	ESG: \$38,146	Homelessness Prevention: 40 Households Assisted
8	Domestic Violence Shelter Services	2018	2019	Homeless	NA	Homelessness	CDBG: \$250,000	750 Persons Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
9	Boarded Up House Program	2018	2019	Affordable Housing	Wichita Neighborhood Revitalization Area; Local Investment Area	Neighborhood Stabilization	HOME: \$65,000	Homeowner Housing Added: 1 Household Housing Unit
10	Office of Community Engagement	2018	2019	Non-Housing Community Development	Wichita Neighborhood Revitalization Area; Local Investment Area	Non Housing Community Development	CDBG: \$385,000	Other: 5000 Other
11	Training and Employment	2018	2019	Non-Housing Community Development	NA	Non Housing Community Development	CDBG: \$200,000	Jobs Placements: 120
12	Youth Crime Prevention and Enrichment	2018	2019	Non-Housing Community Development	NA	Non Housing Community Development	CDBG: \$214,307 Includes \$64,307 Unallocated Funds	Other: 4,573 Persons
13	Program Administration	2018	2019	Program Administration	NA	Non Housing Community Development	CDBG: \$561,277 HOME: \$143,736 ESG: \$17,255	Other: 0 Other
14	Neighborhood Stabilization	2018	2019	Non-Housing Community Development	Wichita Neighborhood Revitalization Area; Local Investment Area	Neighborhood Stabilization; Public Housing	CDBG:MABCD Demo & Clearance \$100,000 Section 108 Loan Repayment \$1,600,000	Other: 195

Table 2 – Goals Summary

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: Grant Application for I-135/K-96/K-254/I-235 (North Junction) Interchange Improvements (All Districts)

INITIATED BY: Department of Public Works & Utilities

AGENDA: ~~Consent~~ *New Business*

Recommendation: Approve the authority to apply for a Better Utilizing Investments to Leverage Development (BUILD) grant and hire Professional Engineering Consultants (PEC) to prepare the grant application.

Background: The North Junction interchange is a vital transportation node for Wichita and Sedgwick County, providing a critical connection between two interstate and two state highway systems. The facility was built nearly 50 years ago and no longer can safely or effectively accommodate current traffic demands, especially with an increase in freight travel. The interchange carries almost 100,000 vehicles each day with future projected counts of over 160,000 vehicles per day, including just under 16,000 trucks. The Kansas Department of Transportation (KDOT) has hired PEC to develop plans to field check level (50%) for alleviating the most congested movements – northbound to westbound and southbound to eastbound. There is currently no funding identified for right-of-way acquisition, final design or construction.

Analysis: The federal BUILD grant provides a maximum of \$25 million in project funding with an application deadline of July 19, 2018. With no current funding available at the state level, nor for the foreseeable future, this application for federal funding provides the best opportunity to move the project forward. KDOT recommends a consultant be hired to assist with the grant application process. With the knowledge that PEC has on the project, and the experience the sub-consultant, HNTB, has with grant applications, this team is best suited for preparing the application.

Financial Considerations: The City and Sedgwick County will split *will initially cover* the estimated cost of \$70,000 *\$86,000* to hire PEC to assist with the grant application, *then request reimbursement from Sedgwick County for half of the final cost.*

Legal Considerations: The Law Department has reviewed and approved the contract as to form.

Recommendation/Action: It is recommended that the City Council authorize staff to apply for the BUILD grant and to hire PEC to prepare the grant application.

Attachment: Design contract.

AGREEMENT

for

PROFESSIONAL SERVICES

between

THE CITY OF WICHITA, KANSAS

and

PROFESSIONAL ENGINEERING CONSULTANTS, P.A.

for

NORTH JUNCTION INTERCHANGE IMPROVEMENTS
GRANT APPLICATION ASSISTANCE

THIS AGREEMENT, made this _____ day of _____, 2018, by and between the CITY OF WICHITA, KANSAS, party of the first part, hereinafter called the "CITY" and PROFESSIONAL ENGINEERING CONSULTANTS, P.A., party of the second part, hereinafter called the "ENGINEER".

WHEREAS, the CITY intends to construct;

NORTH JUNCTION INTERCHANGE IMPROVEMENTS at I-135, K-96, K-254, I-235 (grant application process).

NOW, THEREFORE, the parties hereto do mutually agree as follows:

I. SCOPE OF SERVICES

The ENGINEER shall furnish professional services as required for grant application for the North Junction Interchange and to perform the PROJECT tasks outlined in the SCOPE OF SERVICES (**Exhibit "A"**).

II. IN ADDITION, THE ENGINEER AGREES

- A. To provide the various technical and professional services, equipment, material and transportation to perform the tasks as outlined in **Exhibit "A"**.
- B. To attend meetings with the City and other local, state and federal agencies as necessitated by the SCOPE OF SERVICES.
- C. To make available during regular office hours, all calculations, sketches and drawings such as the CITY may wish to examine periodically during performance of this agreement.
- D. To save and hold CITY harmless against all suits, claims, damages and losses for injuries to persons or property arising from or caused by errors, omissions or negligent acts of ENGINEER, its agents, servants, employees, or subcontractors occurring in the performance of its services under this contract.

- E. To maintain books, documents, papers, accounting records and other evidence pertaining to costs incurred by ENGINEER and, where relevant to method of payment, to make such material available to the CITY.
- F. To comply with all Federal, State and local laws, ordinances and regulations applicable to the work, including Title VI of the Civil Rights Act of 1964, and to comply with the CITY'S Affirmative Action Program as set forth in **Exhibit "B"** which is attached hereto and adopted by reference as though fully set forth herein.
- G. To accept compensation for the work herein described in such amounts and at such periods as provided in Article IV and that such compensation shall be satisfactory and sufficient payment for all work performed, equipment or materials used and services rendered in connection with such work.
- H. To complete the services to be performed by ENGINEER within the time allotted for the PROJECT in accordance with **Exhibit "A"**; EXCEPT that the ENGINEER shall not be responsible or held liable for delays occasioned by the actions or inactions of the CITY or other agencies, or for other unavoidable delays beyond control of the ENGINEER.
- I. Covenants and represents to be responsible for the professional and technical accuracies and the coordination of all designs, drawings, specifications, plans and/or other work or material furnished by the ENGINEER under this agreement. ENGINEER further agrees, covenants and represents, that all designs, drawings, specifications, plans, and other work or material furnished by ENGINEER, its agents, employees and subcontractors, under this agreement, including any additions, alterations or amendments thereof, shall be free from negligent errors or omissions.
- J. ENGINEER shall procure and maintain such insurance as will protect the ENGINEER from damages resulting from the negligent acts of the ENGINEER, its agents, officers, employees and subcontractors in the performance of the professional services rendered under this agreement. Such policy of insurance shall be in an amount not less than \$500,000.00 subject to a deductible of \$10,000.00. In addition, a Workman's Compensation and Employer's Liability Policy shall be procured and maintained. This policy shall include an "all state" endorsement. Said insurance policy shall also cover claims for injury, disease or death of employees arising out of and in the course of their employment, which, for any reason, may not fall within the provisions of the Workman's Compensation Law. The liability limit shall be not less than:

Workman's Compensation – Statutory
Employer's Liability - \$500,000 each occurrence.

Further, a comprehensive general liability policy shall be procured and maintained by the ENGINEER that shall be written in a comprehensive form and shall protect ENGINEER against all claims arising from injuries to persons (other than ENGINEER'S employees) or damage to property of the CITY or others arising out of any negligent act or omission of ENGINEER, its agents, officers, employees or subcontractors in the performance of the professional services under this agreement. The liability limit shall not be less than \$500,000.00 per occurrence for bodily injury, death and property damage. Satisfactory Certificates of Insurance shall be filed with the CITY prior to the time ENGINEER starts any work under this agreement. In addition, insurance policies applicable hereto shall contain a provision that provides that the CITY shall be given thirty (30) days written notice by the insurance company before such policy is substantially changed or canceled.

- K. To designate a Project Manager for the coordination of the work that this agreement requires to be performed. The ENGINEER agrees to advise the CITY, in writing, of the person(s) designated as Project Manager not later than five (5) days following issuance of the notice to proceed on the work required by this agreement. The ENGINEER shall also advise the CITY of any changes in the person designated Project Manager. Written notification shall be provided to the CITY for any changes exceeding one week in length of time.

III. THE CITY AGREES:

- A. To furnish all available data pertaining to the PROJECT now in the CITY'S files at no cost to the ENGINEER. Confidential materials so furnished will be kept confidential by the ENGINEER.
- B. To provide standards as required for the PROJECT; however, reproduction costs are the responsibility of the ENGINEER, except as specified in **Exhibit "A"**.
- C. To pay the ENGINEER for his services in accordance with the requirements of this agreement.

- D. To provide the right-of-entry for ENGINEER'S personnel in performing field surveys and inspections.
- E. To designate a Project Manager for the coordination of the work that this agreement requires to be performed. The CITY agrees to advise, the ENGINEER, in writing, of the person(s) designated as Project Manager with the issuance of the notice to proceed on the work required by this agreement. The CITY shall also advise the ENGINEER of any changes in the person(s) designated Project Manager. Written notification shall be provided to the ENGINEER for any changes exceeding one week in length of time.
- F. To examine all studies, reports, sketches, drawings, specifications, proposals and other documents presented by ENGINEER in a timely fashion.

IV. PAYMENT PROVISIONS

- A. Payment to the ENGINEER for the performance of the professional services required by this agreement shall be made on the basis of the not to exceed fee amount of \$86,136.
- B. When requested by the CITY, the ENGINEER will enter into a Supplemental Agreement for additional services related to the PROJECT such as, but not limited to:
 - 1. Consultant or witness for the CITY in any litigation, administrative hearing, or other legal proceedings related to the PROJECT.
 - 2. Additional design services not covered by the scope of this agreement.
 - 3. Construction staking, material testing, inspection and administration related to the PROJECT.
 - 4. A major change in the scope of services for the PROJECT.
 If additional work should be necessary, the ENGINEER will be given written notice by the CITY along with a request for an estimate of the increase necessary in the not-to-exceed fee for performance of such additions. No additional work shall be performed nor shall additional compensation be paid except on the basis of a Supplemental Agreement duly entered into by the parties.

V. THE PARTIES HERETO MUTUALLY AGREE:

- A. That the right is reserved to the CITY to terminate this agreement at any time, upon written notice, in the event the PROJECT is to be abandoned or indefinitely postponed, or because of the ENGINEER'S inability to proceed with the work.
- B. That the field notes and other pertinent drawings and documents pertaining to the PROJECT shall become the property of the CITY upon completion or termination of the ENGINEER'S services in accordance with this agreement; and there shall be no restriction or limitation on their further use by the CITY. Provided, however, that CITY shall hold ENGINEER harmless from any and all claims, damages or causes of action which arise out of such further use when such further use is not in connection with the PROJECT.
- C. That the services to be performed by the ENGINEER under the terms of this agreement are personal and cannot be assigned, sublet or transferred without specific consent of the CITY.
- D. In the event of unavoidable delays in the progress of the work contemplated by this agreement, reasonable extensions in the time allotted for the work will be granted by the CITY, provided, however, that the ENGINEER shall request extensions, in writing, giving the reasons therefor.
- E. It is further agreed that this agreement and all contracts entered into under the provisions of this agreement shall be binding upon the parties hereto and their successors and assigns.
- F. Neither the CITY'S review, approval or acceptance of, nor payment for, any of the work or services required to be performed by the ENGINEER under this agreement shall be construed to operate as a waiver of any right under this agreement or any cause of action arising out of the performance of this agreement.
- G. The rights and remedies of the CITY provided for under this agreement are in addition to any other rights and remedies provided by law.
- H. It is specifically agreed between the parties executing this contract, that it is not intended by any of the provisions of any part of this contract to create the public or any member thereof a third party beneficiary hereunder, or to authorize anyone not a party to this contract to maintain a suit for damages pursuant to the terms or provisions of this contract.

IN WITNESS WHEREOF, the CITY and the ENGINEER have executed this agreement as of the date first written above.

THE CITY OF WICHITA

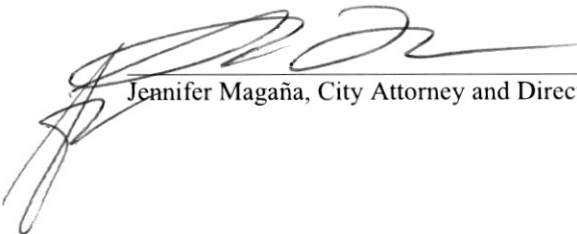
Jeff Longwell, Mayor

SEAL:

ATTEST:

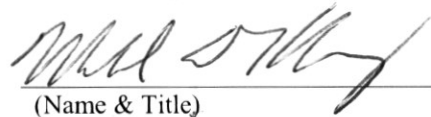
Karen Sublett, City Clerk

APPROVED AS TO FORM:



Jennifer Magaña, City Attorney and Director of Law

PROFESSIONAL ENGINEERING CONSULTANTS, P.A.



(Name & Title)

Vice President

EXHIBIT "A"

SCOPE OF SERVICES

CAPITAL IMPROVEMENT PROGRAM (CIP) PROJECTS

Upon award of this project the ENGINEER will contact utility companies directly and determine from the existing records the location of all utilities. Coordination with the utility companies involved will include a conceptual plan jointly developed with the utility company indicating the methods employed to resolve utility conflicts. The conceptual plan should include elements of designing around the utility, analysis of construction expense vs. design expense, and utility company expenses to resolve conflicts.

On projects that disturb one acre or more, the ENGINEER will prepare a storm water pollution prevention plan, prepare the necessary permit application(s) and include any provisions or requirements in the project plans and special provisions. The storm water pollution prevention plan shall also include submittal of a Notice of Intent (NOI) prior to bidding; site-specific erosion control plan; and standard Best Management Practice (BMP) detail sheets per **Attachment No. 1 to Exhibit "A"**.

Associated improvements as part of these projects will include, when applicable: permanent traffic signalization system improvements, permanent traffic signing, permanent pavement markings, construction traffic control, construction phasing, incidental drainage, sidewalk, identification of additional right-of-way and furnishing tract drawings and legal descriptions for such right-of-way.

The ENGINEER shall furnish engineering services as required for the best and most cost effective design for the development of the project and provide project alternatives where applicable, including landscaping and beautification provisions on streets where appropriate in available right-of-way; the project plans; supplemental specifications; quantities of work; and estimates of the cost for the PROJECT in the format and detail required by the City Engineer for the City of Wichita; and the Kansas Department of Transportation (KDOT); and the U.S. Army Corps of Engineers, or any other regulatory agency, when applicable. The project alternatives, including proposed landscaping, are to be presented to the City's Design Council, when directed by the Design Engineer, for concurrence in selection prior to progressing to detailed aspects of the work. ENGINEER should use plant material that is drought resistant and requires low maintenance in a xeriscape concept, and is consistent with the City of Wichita Landscape Policy for Arterial Streets. A landscape architect should be included on the ENGINEER's Design Team.

The ENGINEER should identify all trees that may be in conflict or jeopardy of damage by construction activities and then review with Park Department to determine if the trees can be saved and/or moved. In addition, the ENGINEER will notify the City Archaeologist at 316-978-3195 prior to beginning work on this project.

All references below to KDOT only apply to State and Federal Aid projects.

THIS IS NOT A STATE/FEDERAL AID CONTRACT.

In connection with the services to be provided, the ENGINEER shall:

A. PHASE I - PRELIMINARY CONCEPT DEVELOPMENT

When authorized by the CITY and where applicable, proceed with development of Study and Alternative Concepts for the PROJECT in the detail deemed necessary to permit the preparation of preliminary and final plans for construction of the improvements based on the preliminary information provided to the ENGINEER.

1. Review Alternative Design Concepts. Review alternative design concepts with the City Engineer or his designated representative prior to progressing to detail aspects of the work. Alternative concepts as ascertained shall be reviewed and discussed with the City Engineer or his designated representative for concurrence in determining the best horizontal and vertical alignments for the PROJECT. CITY'S concurrence in selection of an alternate or preliminary concept will be contingent on the accuracy and

completeness of the background information provided by the ENGINEER used in the evaluation process.

2. Review Preliminary Design Concepts. Review preliminary design concepts with the City Engineer for the City of Wichita prior to progressing to detail aspects of the work. Preliminary design concepts shall be provided on a strip map suitable for presentation at public meetings as required by the City Engineer of the City of Wichita.
3. Drainage Study. When authorized, conduct a detailed study to explore alternative design concepts concerning drainage for the PROJECT. Present the findings in writing identifying recommendations to the CITY, including preliminary cost estimates, prior to development of field check plans. Such written findings and recommendations must be in a format which is self-explanatory and readily understood by persons with average backgrounds for the technology involved.
4. Preliminary Street and Storm Water Sewer Alignments and Profiles. Prepare preliminary street geometrics/alignments with proposed street and storm water sewer grades to conform to the drainage plan for the PROJECT. The drainage plan and computations shall be submitted along with one (1) set of preliminary street and storm water sewer profiles to the CITY for review and approval prior to proceeding with development of field check plans.
5. Preliminary Water Line and Sanitary Sewer Alignments and Profiles. Preliminary water and sanitary sewer alignments and grades are to be reviewed with the CITY by the ENGINEER for approval prior to proceeding to detail aspects of the work. The ENGINEER shall verify and coordinate work to be completed with the Public Works & Utilities Department.
6. Right-of-Way & Temporary Construction Easements. Identify permanent right-of-way and temporary construction easement requirements for the preliminary concepts developed. Such right-of-way and temporary construction easement requirements shall be provided on a strip map suitable for presentation at public meetings as required by the City Engineer.
7. Public Hearings. Assist the City in the conduct of a public hearing(s) on the proposed improvements for the PROJECT as necessary to inform the public, governmental agencies, and affected parties as to construction traffic control, construction sequence and methods, estimated time and duration of project construction, environmental assessment, right-of-way requirements, estimated project costs, etc. Provide adequate visual displays for public presentations and in electronic format for use in Power Point presentation.
8. S. I. & A. for Existing Bridges. For the duration of the project, the ENGINEER shall perform National Bridge Inventory (NBI) inspections as per the KDOT Bridge Inspection Manual in addition to load rating and updating the Structural Inventory and Appraisal (S. I. & A.) form for submittal to KDOT for all existing bridges within the project limits as per regular City inspection schedule.
9. Landscape Plans. When the design has fulfilled the program requirements, submit a PDF set of landscape plans to the CITY'S project manager. After the project manager approves the plans, he/she will submit the same to the Park Department for review and comments. When the Park Department has approved the plans, the ENGINEER may proceed with placing them on the Design Council agenda for review and comment, as directed by the CITY.
10. Design Council. As requested, ENGINEER shall meet with the City's Design Council to review the PROJECT design and interpret engineering drawings. The first presentation should be made at the point when the ENGINEER has arrived at a design which meets all of the functional requirements of the program and has been tentatively approved by the City staff person in charge. Before authorization is given to the ENGINEER to move on to design development, the PROJECT should be presented to the Design Council for review.

B. PHASE II - PLAN DEVELOPMENT

When authorized by the CITY, proceed with development of Plans for the PROJECT based on the preliminary design concepts approved by the CITY.

1. Design Council. As requested, ENGINEER shall meet with the City's Design Council to review the PROJECT design and interpret engineering drawings. The PROJECT should be presented when the design of the PROJECT has been perfected to the point where all design factors (shape, size, materials, colors, landscape, exterior relationship, amenities, etc.) have been decided and tentatively approved by staff. It is at this point that the design can be considered "frozen" and will not be changed except for unforeseen conditions, which may arise.

(It should be noted it is in the ENGINEER'S best interest to reach design freeze and gain aesthetic approval as early in the project as possible. Whereas the Design Council does not presume to tell the ENGINEER or staff when in the planning process design freeze should take place, the amount of time and effort which the ENGINEER has invested in the development of construction documents or other activities will not be taken into consideration by the Design Council at the Design Freeze review.)

2. Field Check Plans. When authorized by the CITY, prepare field check plans and a preliminary cost estimate for the PROJECT based on approved preliminary concepts as required by the CITY. ENGINEER to submit one copy of preliminary cost estimate and two (2) sets of field check plans to the CITY and one copy of preliminary cost estimate and one electronic set of field check plans to KDOT, to be uploaded to the KDOT FTP site. ENGINEER to participate in a field check of the PROJECT with the CITY and with KDOT when required. Major items of work included in development of field check plans are:

- (a) Field Surveys. Provide engineering and technical personnel and equipment to obtain survey data as required for the engineering design. Utility companies shall be requested to flag or otherwise locate their facilities within the PROJECT limits prior to the ENGINEER conducting the field survey for the PROJECT. Utility information shall be clearly noted and identified on the plans.

- (b) Utility Coordination. Identify all potential utility conflicts and provide preliminary field check plans showing the problem locations, posted to the City's FTP site. **Plans will clearly identify specific utility company facilities by color and by name (i.e. not just "gas" or "fiber optic").** ENGINEER shall include a conflict list for each utility, also posted to the FTP site. ENGINEER shall meet with utility company representatives to review plans and utility verification forms (**Attachment No. 3 to Exhibit "A"**) at each milestone date and as directed by the CITY and as determined necessary by the ENGINEER. This information will be compiled into a summary report (**Attachment No. 4 to Exhibit "A"**) maintained and updated by ENGINEER as necessary to present a cohesive and reflective status of utilities, and provided to the City as necessary. **ENGINEER shall maintain involvement with utility companies until all conflicts have been resolved (not just identified).** When appropriate, the City Engineer will approve the identification on plans of conflicts to be resolved during construction. ENGINEER shall meet with involved utility company/ies and project contractor to resolve any conflicts with utilities that occur during construction.

- (c) Soils and Foundation Investigations. The CITY may authorize ENGINEER to direct an approved Testing Laboratory to perform subsurface borings and soils investigations for the PROJECT, which shall be reported in the format and detail required by the City Engineer for the City of Wichita. The Testing Laboratory shall be responsible for the accuracy and competence of their work. The ENGINEER'S contract with the Testing Laboratory shall provide that the Testing Laboratory is responsible to the City for the accuracy and competence of the Testing Laboratory's work. If required the cost of soils and boring investigations shall be prepared as a supplemental agreement between City of Wichita and the ENGINEER. This may be required for bridges, structures, retaining walls and other locations.

- (d) Property Acquisitions. Prepare right-of-way/easement tract maps and descriptions as required in clearly drawn detail and with sufficient reference to certificate of title descriptions. ENGINEER will perform all necessary survey work associated with marking the additional right-of-way or easements. This shall include the permanent monumentation of new corners for any additional right-of-way and a one-time marking of all the right-of-way for utility relocations at a time directed by the CITY. **The ENGINEER shall perform all necessary title work and sufficient research for determination of current right-of-way and easements.**

- (e) Temporary Construction Easements. Prepare legal descriptions for Temporary Construction Easements (TCE) for all parcels where the construction limits extend beyond the existing/proposed right-of-way, and submit tract maps to the City that are suitable for mailing to property owners. The tract maps should include all features shown on the plans, including but not limited to structures, trees, fences, signs, monuments, etc, and should indicate if such items will be impacted within the required easement. Incorporate TCE limits on the plans.

- (f) **ENGINEER shall provide a clearly defined list of known encroachments into the existing right-of-way, including but not limited to structures, fences, planters, walls, etc.**

The list shall be in tabular form and include the property address and owner information, approximate baseline station of the encroachment, and nature/description of the same.

(g) ENGINEER shall provide a list of proposed driveway closures, relocations or other changes. The list shall be in tabular form and include the property address and owner information, approximate baseline station of the approach, and nature/description of the same.

3. Office Check Plans. When authorized by the CITY prepare office check plans for the PROJECT based upon comments as agreed upon in field check review. Major items of work included in development of office check plans are:

(a) Plan Submittal. Submit two (2) sets of office check plans to the CITY, with one copy of supplemental specifications and one copy of cost estimates and quantities of work units of the PROJECT for office check. (Cost estimates to be based on current unit prices for similar work in the Wichita area unless otherwise directed by the CITY.) Field check plans marked with CITY and/or KDOT comments are to be returned to the CITY with office check plan submittals. ENGINEER to participate in an office check of the PROJECT with the CITY and KDOT when required.

(b) Utility Coordination. Identify all potential utility conflicts and provide preliminary office check plans showing the problem locations, posted to the City's FTP site. **Plans will clearly identify specific utility company facilities by color and by name (i.e. not just "gas" or "fiber optic").** ENGINEER shall include a conflict list for each utility, also posted to the FTP site. ENGINEER shall meet with utility company representatives to review plans and utility verification forms (**Attachment No. 3 to Exhibit "A"**) at each milestone date and as directed by the CITY and as determined necessary by the ENGINEER. This information will be compiled into a summary report (**Attachment No. 4 to Exhibit "A" also available on the City's FTP site**) maintained and updated by ENGINEER as necessary to present a cohesive and reflective status of utilities, and provided to the City as necessary. **ENGINEER shall maintain involvement with utility companies until all conflicts have been resolved (not just identified).** When appropriate, the City Engineer will approve the identification on plans of conflicts to be resolved during construction. ENGINEER shall meet with involved utility company/ies and project contractor to resolve any conflicts with utilities that occur during construction.

(c) Plan Requirements. Office check plans shall include traffic signalization details, traffic signing details, pavement marking details, incidental drainage, construction phasing details (when applicable), construction traffic control details, and all other necessary construction details required for the PROJECT. The PROJECT'S plans and proposed special provisions shall address the requirements included in the City's Administrative Regulation 6.5, "Cleanup, Restoration or Replacement Following Construction."

(d) Permits. The ENGINEER shall prepare any and all necessary permits for this PROJECT, such as the preparation of applications for U.S. Army Corps of Engineers (404) permits, Division of Water Resources permit, Kansas Department of Wildlife and Parks permit and Kansas Department of Health and Environment permit. Also if requested by the CITY, obtain construction approval from the U.S. Army Corps of Engineers and assist the CITY in coordinating the archaeological review of the PROJECT. **The ENGINEER shall be responsible for the cost of all permit fees that are required to complete the PROJECT. The cost shall be included in the design fee submitted by the ENGINEER.**

4. Project Milestones. The ENGINEER agrees to complete and deliver the field notes, preliminary and final plans, specifications and estimates to the CITY within the time allotted for the project as stipulated below; EXCEPT that the ENGINEER shall not be responsible or held liable for delays occasioned by the actions or inactions of the CITY or other agencies, or for other unavoidable delays beyond the control of the ENGINEER.

Field Check Plans and an estimate for the project due by N/A.

Office Check Plans and an estimate for the project due by N/A.

Completion of all work required by this agreement (including submittal of final approved plans, field notes, and related project documents by N/A.

5. Final Plans. When authorized by the CITY prepare final plans for the PROJECT based upon comments as agreed upon as a result of the office check review. Major items of work included in development of final plans are:
 - (a) Prepare engineering plans (which shall include construction sequencing and traffic control), supplemental specifications, special provisions and construction cost estimates, or estimates of the quantities of work for the PROJECT.
 - (b) Final Plan Submittals. Final plans, field notes and other pertinent project mapping records are to be submitted per **Attachment No. 1 to Exhibit "A"**.
 - (c) Technical construction specifications shall in general follow the City of Wichita's Standard Specifications and/or KDOT Standard Specifications supplemented as necessary to suit PROJECT requirements. Plan profile sheets shall also be required for water distribution system/water supply line improvements.
 - (d) **ENGINEER shall provide a clearly defined list of known encroachments into the existing right-of-way, including but not limited to structures, fences, planters, walls, etc.** The list shall be in tabular form and include the property address and owner information, approximate baseline station of the encroachment, and nature/description of the same. **The list of encroachments should reflect conditions at the time of final plan submittal.**
 - (e) ENGINEER shall provide a list proposed driveway closures, relocations or other changes. The list shall be in tabular form and include the property address and owner information, approximate baseline station of the approach, and nature/description of the same.
 - (f) Engineer's cost estimate information shall be submitted in tabular form and on a unit cost basis, as approved by the CITY and as required by KDOT. Pay items of work shall conform to the CITY's Master Bid Item List.
 - (g) Final plans when submitted shall be complete and ready for reproducing for distribution to prospective bidders.
 - (h) All applicable coordinate control points and related project staking information shall be furnished on the plans in the form of a bubble map, as well as on a CD-ROM in a text format agreed upon by the CITY. This coordinate information will be used by the CITY for construction staking purposes. See **Attachment No. 2 to Exhibit "A"** for required coordinate information.
 - (i) The date identified as the date of CITY acceptance of final plans and other supplementary work will be that date upon which the City Engineer ascertains that such plans and work are in accordance with all provisions of the contract for design services.
 - (j) ENGINEER shall provide the CITY with electronic files suitable for power point presentations to the Design Council and City Council.
6. Staking and Inspection If requested by the CITY, the ENGINEER will enter into a Supplemental Agreement to complete construction staking, material testing, inspection and administration related to the PROJECT.
7. Post Letting.
 - (a) All shop drawings submitted by the contractor for the PROJECT shall be reviewed and, when acceptable, approved for construction by the ENGINEER for the PROJECT.
 - (b) The ENGINEER shall meet with effected property owners, along with City staff, at a pre-construction Public Information Meeting, as arranged by the City, to explain project design, including such issues as construction phasing and traffic control.
 - (c) New Right-of-Way Monumentation. The Engineer shall complete permanent monumentation of all new R/W after project completion, complete and submit all necessary legal documentation for same.
 - (d) Section Corner Monuments. The Engineer shall provide services required by KSA Chapter 58, Article 20, Statute 58-2011, any time a section corner or monument will be endangered, disturbed, or removed. The City of Wichita Construction Engineer will receive a copy of all Land Survey Reference Reports submitted to the Secretary of State Historical Society. All costs associated with this effort shall be the responsibility of the Engineer. The City will provide a three business day notice to the Engineer to mark the monument location for re-establishment after pavement work is completed. The City will then core and install a cast iron monument box and cover. The Engineer will be notified within three business days after the box is installed to reset

the final monument.

(e) **S. I. & A. for Bridges.** *Upon completion of any and all bridge construction, the ENGINEER shall perform the National Bridge Inventory (NBI) inspection as per KDOT Bridge Inspection Manual, in addition to load rating and updating the Structural Inventory and Appraisal (S. I. & A.) form and completing the Item 113 Justification Form for the new bridges if applicable for submittal to KDOT for all bridges within the project limits regardless of initial structure size.*

Attachment No. 1 to Exhibit "A" – CIP Scope of Services

Plan Submittal

Water projects plans shall be submitted with (1) set of mylar plans; and a CD of the .dwgs and .pdfs. This includes projects that have the water plans incorporated into that project, for which the cover sheet should also be included.

Storm Sewer, Sanitary Sewer and Paving plans shall be submitted in a .dwg and .pdf format on a CD.

In addition, two (2) sets of 11"x17" plans will be submitted at the time of final .pdf submittal for ALL projects, regardless of the type.

Storm Water Pollution Prevention

For any project disturbing one acre of ground or more, the design Consultant must prepare a Notice of Intent and a Storm Water Pollution Prevention Plan and submit them to the KDHE for approval. Complete copies of the approved NOI and SWP3 must be provided to the City. One hard copy should be provided to the project engineer upon approval, one electronic copy should be included with your transmittal of PDF plan files, and one additional electronic copy should be sent to the attention of Mark Hall at the following address:

City of Wichita
Storm Water
455 N. Main 8th Floor
Wichita, KS 67202

THIS INCLUDES ALL PROJECTS DISTURBING ONE ACRE OR MORE – I.E. NEW DEVELOPMENT, ARTERIAL STREETS, DIRT STREETS, BIKE PATHS, SEWER MAINS, ETC.

The City of Wichita will, under no circumstance, bid any project without first receiving copies of the KDHE approved NOI and SWP3.

The design of all City of Wichita construction projects must include the development of a site-specific erosion control plan. The site-specific erosion control plan must be included in the project plans. Every component and requirement of the erosion control plan must be separately and accurately accounted as a measured quantity bid item in the engineer's estimate.

Please note that careful consideration must be given to the transition of BMP maintenance responsibilities throughout the course of multi-phased projects. All intended responsibilities must be clearly demonstrated by the bid items. For example, if it is intended that the contractor of a subsequent waterline project be responsible for the maintenance of silt fence installed with a preceding sanitary sewer project, a measured quantity bid item must be submitted for x-lf of silt fence maintenance.

The City's current BMP standard detail sheets shall be included in all plans. These five sheets must be included in every plan set developed for the City of Wichita, regardless of project size.

Attachment No. 2 to Exhibit "A" – CIP Scope of Services

Required Plan Coordinate Information

Arterial Street Projects & Infill (Existing Neighborhoods)

I. SANITARY SEWER

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all possible control as established or attained during preliminary survey, including but not limited to – section corners, property irons, intersection center-center irons, other set monuments
- benchmarks, including TBM set with preliminary survey
- center of manholes
- end of manhole stubs (when longer than five feet)

II. WATER LINE

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all possible control as established or attained during preliminary survey, including but not limited to – section corners, property irons, intersection center-center irons, other set monuments; any necessary points for establishing BL, including P.I.'s in BL
- benchmarks, including TBM set with preliminary survey
- beginning and ends of pipe
- all P.I.'s/deflections (horizontal and vertical)
- FH's, tees, bends, air release, valves

III. STORM SEWER

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all possible control as established or attained during preliminary survey, including but not limited to – section corners, property irons, intersection center-center irons, other set monuments; any necessary points for establishing BL, including P.I.'s in BL
- benchmarks, including TBM set with preliminary survey
- center of inside face on Type 1/1A curb inlets; center of high edge on Type 2 curb inlets
- for skewed inlets typically in intersection radii, or not parallel to baseline – center of curb inlet **AND** center of inside face on Type 1/1A curb inlets; center of high edge on Type 2 curb inlets
- end of end section, at CL of pipe
- center, end of pipe at outside face of headwall; if headwall not perpendicular to pipe, each corner of headwall at outside face
- center of all drop inlets, manholes, and other structures
- center of RCBC at each end (outside face of hubguard); if box rotated, each corner, outside face

IV. PAVING

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all possible control as established or attained during preliminary survey, including but not limited to – section corners, property irons, intersection center-center irons, other set monuments; any necessary points for establishing BL, including P.I.'s in BL
- benchmarks, including TBM set with preliminary survey
- center of signal poles, service and junction boxes, controller, etc.; ends and P.I.'s for retaining walls, at back of walls

THE SAME COORDINATE SYSTEM SHALL BE USED FOR ALL SEPARATE PHASES OF A LARGER INFILL OR ARTERIAL STREET PROJECT.

Sub-Division Projects

I. SANITARY SEWER

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all platted control irons (set or not), including plat boundary irons, for the entire sub-division, not just the current phase
- benchmarks, including TBM set with preliminary survey
- center of manholes
- back and/or front lot corners for specifically referenced easement grading, outside that included in mass grading projects; include coordinates for vertical P.I. locations not at lot corners
- end of manhole stubs (when longer than five feet)

II. WATER DISTRIBUTION SYSTEM

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all platted control irons (set or not), including plat boundary irons, for the entire sub-division, not just the current phase
- benchmarks, including TBM set with preliminary survey
- beginning and ends of pipe
- all P.I.'s/deflections (horizontal and vertical)
- FH's, tees, bends, air release, valves

III. WATER SUPPLY LINE

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all possible control as established or attained during preliminary survey, including but not limited to – section corners, property irons, intersection center-center irons, other set monuments; any necessary points for establishing BL, including P.I.'s in BL
- benchmarks, including TBM set with preliminary survey
- beginning and ends of pipe
- all P.I.'s/deflections (horizontal and vertical)
- FH's, tees, bends, air release, valves

IV. STORM SEWER

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all platted control irons (set or not), including plat boundary irons, for the entire sub-division, not just the current phase
- benchmarks, including TBM set with preliminary survey
- center of inside face on Type 1/1A curb inlets; center of high edge on Type 2 curb inlets
- for skewed inlets typically in intersection radii, or not parallel to baseline – center of curb inlet **AND** center of inside face on Type 1/1A curb inlets; center of high edge on Type 2 curb inlets
- end of end section, at CL of pipe
- center, end of pipe at outside face of headwall; if headwall not perpendicular to pipe, each corner of headwall at outside face
- center of all drop inlets, manholes, and other structures
- center of RCBC at each end (outside face of hubguard); if box rotated, each corner, outside face

V. MASS GRADING

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all platted control irons (set or not), including plat boundary irons, for the entire sub-division, not just the current phase
- benchmarks, including TBM set with preliminary survey
- all lot corners
- any grade breaks between front & rear lot corners
- high points/low points within drainage easements
- street area
 - centerline @ 100' Sta on tangent sections
 - pc/pt points & 50' along curves
- special drainage swales
 - pc/pt points, pi's & 50' Sta in between
- ponds
 - any grades breaks between pond bottom and rear property line
 - pc/mid radius/pt around pond curves
- for irregular shaped lots (mainly commercial or industrial developments) provide TIN file

VI. PAVING

Provide a standard bubble map, as part of the plans, showing locations of numbered points, and a table with point number, northing and easting coordinates, description, and BL station for each point, for the following:

- all platted control irons (set or not), including plat boundary irons, for the entire sub-division, not just the current phase
- benchmarks, including TBM set with preliminary survey

In addition to the required coordinate information, the following shall be included in all plans, at a minimum, as needed for construction staking on all City projects.

- Include copy of plat(s) on all plans, as relevant and approved by the Design Engineer
- Benchmarks – minimum of two City standards, four total desirable; as close to project as possible, even if TBM set with preliminary survey.
- Benchmark elevations must be in the same datum as the design (i.e. NAV 88 design needs NAV 88 benchmarks, not NAV 29)
- All control irons/identified property irons shall be shown on plans, with BL stationing and offset
- Show deflection angles in BL, and/or bearing/azimuth of BL sections
- Arterial project side streets – provide BL station at CL of intersection of the two streets, on the BL; BL station and offset to CL of side street at removal limits; include deflection angle from BL to CL of side street
- Existing FL/pavement grades shown at all match points
- Top of curb grades and stationing at all ends-of-return and horizontal/vertical P.I.'s, not just even stationing
- CL top of pavement grades for arterial
- CL elevation for streets on mass grading work @ 100' Sta in tangent sections and 50' on curves.

ELEVATION SHALL BE TO TOP OF ROCK BASE.

- BL station and offset at all R/W changes; include R/W corners at all intersections, even if no change in R/W
- Clearly show existing grades at R/W and beyond; identify removal limits beyond R/W (for grade purposes) with BL station and offset, or dimension from R/W
- Show offset distance between BL and proposed street CL when not the same; establish clear relationship between the two
- BL station and offset to center of signal poles, service and junction boxes, controllers, etc.
- BL station and offset to back of retaining walls, at ends of walls and all P.I.'s
- Concrete pavement – provide detailed joint pattern, dimensions, and elevations for all valley gutters, intersections, and mainline pavement; should be separate plan sheet(s) with clear and project-specific details
- Storm Sewer – BL station and offset for all curb inlets, drop inlets, manholes, and other structures (to the coordinate point locations detailed in previous sheets); same for SS and WL – pertinent facilities should be referenced to BL station and offset
- Sanitary Sewer – show deflection angles between MH's
- Flow line elevations for manhole stubs

- Curve Tables – should include bends, tees, valves, FH's etc. for waterlines; ends-of-return, P.I.'s, etc. for paving
- Should be able to accurately scale off of plans

Attachment No. 3 to Exhibit "A" – CIP Scope of Services

Project Name

Utility Location Verification for ULCC Sub-Committee (Date)

Field Check: ☐ Office Check: ☐

UTILITY: _____ **Checked by** _____ **on** _____

Utility Location:

- | | |
|---|---|
| <input type="checkbox"/> None in Project Limits | <input type="checkbox"/> In Project Limits. No Relocation Necessary |
| <input type="checkbox"/> Utility will need to relocate | <input type="checkbox"/> Utility is located in Private Easement |
| | <input type="checkbox"/> Private Easement Documentation Attached |
| <input type="checkbox"/> Utility will need to relocate and is interested in proposed ROW (IF applicable) | |

Briefly Describe Type and Location of Facilities within Project:

Estimate Time for Relocation: ☐ < 3 months ☐ 3-6 months ☐ 6-9 months ☐ > 9 months

Weather Sensitive: ☐ Yes ☐ No *If yes, please explain:* _____

Factors prerequisite to or that could affect relocation process (i.e. Regulatory Requirements):

Utility Plan Review:

☐ Correct as Shown ☐ Corrections needed ☐ Attachments provided for Consultant

Corrections necessary on plan sheets:

Additional Information requested from Consultant: _____

Utility Requests Paper Plans (choose one): ☐ Full Size ☐ Half Size ☐ Cross-Sections (Full Size)

Please email this form on or before Date to:

Project Engineer Consultant
Company
E-mail

Leslie Hicks
City of Wichita
lhicks@wichita.gov

Attachment No. 4 to Exhibit "A" – CIP Scope of Services

Individual Project Name: (i.e., Ambition, 21st to 29th Street Month)													
Contract Data	Utility Company	City/Design Manager	Contract Number	Contract Start Date	Contract End Date	Contract Status	Contract Value	Contract Type	Contract Description	Contract Location	Contract Status	Contract Comments	Contract Notes
2/21/2013	Westar												
Westar (Distribution) Location in Project: (Describe Existing Facilities) Relocation Needs: Comments: Westar (Transmission) Location in Project: (Describe Existing Facilities) Relocation Needs: Comments:													

KGS
Location in Project: (Describe Existing Facilities)
Relocation Needs:
Comments:
Black Hills
Location in Project: (Describe Existing Facilities)
Relocation Needs:
Comments:
AT&T
Location in Project: (Describe Existing Facilities)
Relocation Needs:
Comments:

Cox
Location in Project: (Describe Existing Facilities)
Relocation Needs:
Comments:
Water
Location in Project: (Describe Existing Facilities)
Relocation Needs:
Comments:
Sewer
Location in Project: (Describe Existing Facilities)
Relocation Needs:
Comments:

Comments:
Identification Needs:
(continued) Duplication required? -partial, or unique?
Other
-additional -special requirements
(continued) Duplication required? -partial, or unique?

EXHIBIT "B"

REVISED NON-DISCRIMINATION AND EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION PROGRAM REQUIREMENTS STATEMENT FOR CONTRACTS OR AGREEMENTS

During the term of this contract, the contractor or subcontractor, vendor or supplier of the City, by whatever term identified herein, shall comply with the following Non-Discrimination--Equal Employment Opportunity/Affirmative Action Program Requirements:

- A. During the performance of this contract, the contractor, subcontractor, vendor or supplier of the City, or any of its agencies, shall comply with all the provisions of the Civil Rights Act of 1964, as amended: The Equal Employment Opportunity Act of 1972; Presidential Executive Orders 11246, 11375, 11131; Part 60 of Title 41 of the Code of Federal Regulations; the Age Discrimination in Employment Act of 1967; the Americans with Disabilities Act of 1990 and laws, regulations or amendments as may be promulgated thereunder.
- B. Requirements of the State of Kansas:
 - 1. The contractor shall observe the provisions of the Kansas Act against Discrimination (Kansas Statutes Annotated 44-1001, et seq.) and shall not discriminate against any person in the performance of work under the present contract because of race, religion, color, sex, disability, and age except where age is a bona fide occupational qualification, national origin or ancestry;
 - 2. In all solicitations or advertisements for employees, the contractor shall include the phrase, "Equal Opportunity Employer", or a similar phrase to be approved by the "Kansas Human Rights Commission";
 - 3. If the contractor fails to comply with the manner in which the contractor reports to the "Kansas Human Rights Commission" in accordance with the provisions of K.S.A. 1976 Supp. 44-1031, as amended, the contractor shall be deemed to have breached this contract and it may be canceled, terminated or suspended in whole or in part by the contracting agency;
 - 4. If the contractor is found guilty of a violation of the Kansas Act against Discrimination under a decision or order of the "Kansas Human Rights Commission" which has become final, the contractor shall be deemed to have breached the present contract, and it may be canceled, terminated or suspended in whole or in part by the contracting agency;
 - 5. The contractor shall include the provisions of Paragraphs 1 through 4 inclusive, of this Subsection B, in every subcontract or purchase so that such provisions will be binding upon such subcontractor or vendor.
- C. Requirements of the City of Wichita, Kansas, relating to Non-Discrimination -- Equal Employment Opportunity/Affirmative Action Program Requirements:
 - 1. The vendor, supplier, contractor or subcontractor shall practice Non-Discrimination -- Equal Employment Opportunity in all employment relations, including but not limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. The vendor, supplier, contractor or subcontractor shall submit an Equal Employment Opportunity or Affirmative Action Program, when required, to the Department of Finance of the City of Wichita, Kansas, in accordance with the guidelines established for review and evaluation;
 - 2. The vendor, supplier, contractor or subcontractor will, in all solicitations or advertisements for employees placed by or on behalf of the vendor, supplier, contractor or subcontractor, state that all qualified applicants will receive consideration for employment without regard to race, religion, color, sex, "disability, and age except where age is a bona fide occupational qualification", national origin or ancestry. In all solicitations or advertisements for employees the vendor, supplier, contractor or subcontractor shall include the phrase, "Equal Opportunity Employer", or a similar phrase;
 - 3. The vendor, supplier, contractor or subcontractor will furnish all information and reports required by the Department of Finance of said City for the purpose of investigation to ascertain compliance with Non-Discrimination -- Equal Employment Opportunity Requirements. If the vendor, supplier, contractor, or subcontractor fails to comply with the manner in which he/she or it reports to the City in accordance with the provisions hereof, the vendor, supplier, contractor or subcontractor shall be

deemed to have breached the present contract, purchase order or agreement and it may be canceled, terminated or suspended in whole or in part by the City or its agency; and further Civil Rights complaints, or investigations may be referred to the State;

4. The vendor, supplier, contractor or subcontractor shall include the provisions of Subsections 1 through 3 inclusive, of this present section in every subcontract, subpurchase order or subagreement so that such provisions will be binding upon each subcontractor, subvendor or subsupplier.
5. If the contractor fails to comply with the manner in which the contractor reports to the Department of Finance as stated above, the contractor shall be deemed to have breached this contract and it may be canceled, terminated or suspended in whole or in part by the contracting agency;

D. Exempted from these requirements are:

1. Those contractors, subcontractors, vendors or suppliers who have less than four (4) employees, whose contracts, purchase orders or agreements cumulatively total less than five thousand dollars (\$5,000) during the fiscal year of said City are exempt from any further Equal Employment Opportunity or Affirmative Action Program submittal.
2. Those vendors, suppliers, contractors or subcontractors *who have already complied with the provisions set forth in this section by reason of holding a contract with the Federal government or contract involving Federal funds*; provided that such contractor, subcontractor, vendor or supplier provides written notification of a compliance review and determination of an acceptable compliance posture within a preceding forty-five (45) day period from the Federal agency involved.

Introduction

This proposal includes the effort necessary to develop a BUILD Grant application for the Wichita North Junction Project. PEC, HNTB, the City of Wichita, and KDOT will work together to develop a FY 2018 BUILD Transportation Discretionary Grant application as outlined in the Consolidated Appropriations Act, 2018 (Pub. L. 115-141, March 23, 2018). The application will not exceed the specified 30 page limit.

The development of the BUILD Grant Application is divided into two phases to help organize activities: Phase 1 (BUILD Grant Discovery Phase) and Phase 2 (Formal Application Preparation).

The following is a description of the work to be performed by PEC, HNTB, KDOT, and the City of Wichita to prepare this application, the schedule for development of the application, and the deliverables to be developed.

Phase 1

Through the Phase 1 activities PEC, HNTB, the City of Wichita and KDOT will work together to develop a strategy for presenting a convincing message that speaks to the strengths of the project and the criteria of the regulations. The Discovery Phase will also be utilized to develop potential project funding scenarios to be evaluated by the City of Wichita and KDOT and later incorporated into the grant application. During Phase 1, the Benefit-Cost Analysis will begin.

Phase 2

Phase 2 activities will include the development and submission of the formal Grant Application as described in the following section.

BUILD Grant Application

The BUILD Grant Application will address the following areas:

Standard Forms

PEC will prepare Standard Form 424 (Application for Federal Assistance) and Standard Form 424C (Budget Information for Construction Programs).

Cover Page

PEC will prepare a cover page for the application.

Project Description

PEC will prepare a summary of the North Junction project, highlighting the aspects of the project that best appeal to the Merit and Project Readiness criteria.

Project Location

PEC will prepare a map and summary of project location.

Project Funding Information

HNTB will prepare a summary of the anticipated project funding that addresses the following areas outlined in the Consolidated Appropriations Act; Project Costs, sources and amounts of funds, sources of non-Federal funds, amount and nature of Federal funds and source of matching non-Federal funds, and a budget illustrating cost sharing. A brainstorming meeting will be held to develop potential project funding scenarios for the project.

Merit Criteria – HNTB will prepare the following information to support the merit criteria outlined in the Consolidated Appropriations Act.

- **Safety** – Utilize analysis performed as part of Break-In-Access study to provide a summary of the safety benefits to the traveling public of the project.
- **State of Good Repair** – Describe the infrastructure condition improvements provided by the project.
- **Economic Competitiveness** – Describe the ways in which the project will decrease transportation costs, improve movement of workers and goods, enhance the reliability of freight movement, and create economic opportunities.
- **Environmental Protection** – Prepare a summary of the environmental benefits provided by the project through reduced congestion as well as the environmental mitigation to be performed to address impacts.
- **Quality of Life** – Prepare a summary of the improvements to quality of life provided by the project by improving connectivity for citizens, particularly to rural communities outside of Wichita.
- **Innovation (Innovative Technologies, Innovative Project Delivery, Innovative Financing)** – A brainstorming meeting will be held to determine potential design and delivery innovations that could be applied to this project. Acceptable ideas will be documented in the application.
- **Partnership** – Describe the partnership formed between the City of Wichita, KDOT, Sedgwick County and neighboring communities to deliver the project.
- **Non-Federal Revenue for Transportation Infrastructure Investment** – Highlight the non-federal revenue sources resulting from the project funding scenario meeting.

Project Readiness

HNTB will prepare an explanation of the project readiness that address; Technical Feasibility, Project Schedule, Required Approvals, and an Assessment of Project Risks and Mitigation Strategies. KDOT will provide a letter indicating the potential for the project to be classified as a Categorical Exclusion (CE). The City will obtain letters of support from county, state, and other local officials.

Benefit-Cost Analysis

HNTB will prepare and summarize a benefit-cost analysis (BCA) that quantifies expected benefits of the project against a no-build baseline and comparison to project costs. The benefit analysis will be based upon savings in travel times, vehicle operating costs, and safety costs based upon data from the Break-In-Access report. Other benefits provided by the project will be described in qualitative terms.

Additional Activities

Phase 1 Meetings – It is assumed that two meetings will be held as part of the discovery phase. A Kick-Off and brainstorming meeting (in Wichita) will be conducted to discuss application strategy, project funding scenarios and innovation opportunities. A second discussion will be conducted with KDOT to create support for the grant proposal and finalize the application strategy. During the transition from Phase 1 to Phase 2 activities, a phone/web meeting will be conducted to review the draft outline of the Grant Application.

Phase 2 Meetings – A draft application review will be conducted via phone/web-conference to review the draft application and review comments.

City of Wichita will complete the following activities:

- Register with System of Award Management (SAM) at www.SAM.gov.
- Obtain a Data Universal Numbering System (DUNS) number.
- Register a username and password at Grants.gov in order to make the formal submission of the application. **Note that registration may take 2-4 weeks to complete.**
- Submit the final grant application prior to the application deadline of 8:00 PM E.D.T. July 19, 2018.
- Solicit and obtain letters of support for the project.

Schedule

See Attachment B for a detailed schedule.

Deliverables

- Outline of Grant Application
- Draft Grant Application in pdf format
- Final Grant Application in pdf format


Payment

The services outlined in this document and attachments is proposed to be provided on the basis of cost-plus fixed fee payment.

The cost, including fixed fee shall not exceed \$86,136 (see Attachment A for additional detail).

Respectfully submitted,

PROFESSIONAL ENGINEERING CONSULTANTS, P.A.

By:  June 15, 2018

Calvin Reed, P. E. (Date)
Associate and Transportation Division Director

Wichita North Junction Project BUILD Grant (2018)
Fee Summary and Task Breakout
June 15, 2018

FEE SUMMARY

Direct Labor	Manhours	Total
PHASE 1 - BUILD Grant Discovery		
Task 1 - Discovery and Grant Outline (PEC)	57	\$3,109
Task 1 - Discovery and Grant Outline (HNTB)	132	\$7,544
Task 2 - Project Administration (PEC)	34	\$1,818
Task 2 - Project Administration (HNTB)	42	\$2,394
PHASE 2 - Formal Application Preparation		
Task 3 - Forms and Application Assembly (PEC)	48	\$2,246
Task 4 - Application Narrative and Figures (HNTB)	273	\$14,338

HNTB

Direct Labor	447	\$24,276
Overhead (143.83%)		\$34,916
Fixed Fee (11%)		\$6,511
Expenses		
Printing/Reproduction/Misc.		\$100
Travel		\$400
HNTB Total		\$66,203

PEC

Direct Labor	139	\$7,173
Overhead (146.58%)		\$10,514
Fixed Fee (11%)		\$1,946
Expenses		
Printing/Reproduction/Misc.		\$100
Travel		\$200
Subconsultant HNTB		\$66,203
Total		\$86,136

Wichita North Junction Project BUILD Grant (2018)

Fee Summary and Task Breakout

PHASE 1 - Task Summary

	Hours	Rate	Total
Task 1 - Discovery and Grant Outline (PEC)			
PM	17	\$62.60	\$1,064
Senior Engineer/Planner	28	\$55.90	\$1,565
Engineer/Planner	12	\$40.00	\$480
Graphics Tech/Admin.	0	\$34.30	\$0
Subtotal	57		\$3,109
Task 1 - Discovery and Grant Outline (HNTB)			
PM	32	\$62.00	\$1,984
Senior Engineer/Planner	36	\$75.00	\$2,700
Engineer/Planner	60	\$45.00	\$2,700
Graphics Tech/Admin.	4	\$40.00	\$160
Subtotal	132		\$7,544
Task 2 - Project Administration (PEC)			
PM	10	\$62.60	\$626
Senior Engineer/Planner	16	\$55.90	\$894
Engineer/Planner	4	\$40.00	\$160
Graphics Tech/Admin.	4	\$34.30	\$137
Subtotal	34		\$1,818
Task 2 - Project Administration (HNTB)			
PM	12	\$62.00	\$744
Senior Engineer/Planner	12	\$75.00	\$900
Engineer/Planner	6	\$45.00	\$270
Graphics Tech/Admin.	12	\$40.00	\$480
Subtotal	42		\$2,394
PHASE 1 SUBTOTAL	265		14,865

PHASE 2- Task Summary

Task 3 - Forms and Application Assembly (PEC)			
PM	8	\$62.60	\$501
Senior Engineer/Planner	12	\$55.90	\$671
Engineer/Planner	20	\$40.00	\$800
Graphics Tech/Admin.	8	\$34.30	\$274
Subtotal	48		\$2,246
Task 4 - Application Narrative and Figures (HNTB)			
PM	29	\$62.00	\$1,798
Senior Engineer/Planner	60	\$75.00	\$4,500
Engineer/Planner	136	\$45.00	\$6,120
Graphics Tech/Admin.	48	\$40.00	\$1,920
Subtotal	273		\$14,338
PHASE 2 SUBTOTAL	321		16,584

Wichita North Junction Project BUILD Grant (2018)

Fee Summary and Task Breakout

Phase 1 Task Breakout: Manhours

Items	PM	Senior Engineer/ Planner	Engineer/ Planner	Graphics Tech/ Admin	TOTAL
Task 1 - Discovery and Grant Outline					

	PEC Tasks					
1.1	Prepare and Conduct Kick-Off/Initial Discovery Session (in Wichita)	2	8	4	0	14
1.2	Develop Funding Scenarios	6	6	0	0	12
1.3	Refine Cost Estimate(s) to feed BCA	2	2	6	0	10
1.4	Conduct KDOT Kick-Off (in Topeka)	6	6	0	0	12
1.5	Request Letters of Support - Prepare information for Letters of Support from local agencies. Wichita to make formal requests.	1	6	2	0	9
	PEC SUBTOTAL	17	28	12	0	57

	HNTB Tasks					
1.6	Prepare and Conduct Kick-Off/Initial Discovery Session (in Wichita)	12	12	4	0	28
1.7	Develop Funding Scenarios	6	6	4	0	16
1.8	Initiate Benefit-Cost Analysis (BCA)	4	6	40	0	50
1.9	Conduct KDOT Kick-Off (in Topeka)	8	8	4	0	20
1.10	Develop Draft Outline of Grant Application	2	4	8	4	18
HNTB SUBTOTAL		32	36	60	4	132

Wichita North Junction Project BUILD Grant (2018)

Fee Summary and Task Breakout

Phase 1 Task Breakout: Manhours

Items	PM	Senior Engineer/ Planner	Engineer/ Planner	Graphics Tech/ Admin	TOTAL
Task 2 - Project Administration					

	PEC Tasks					
2.1	Support Coordination	4	6	4	4	18
2.2	QA/QC	4	8	0	0	12
2.3	Project Management/Project Administration	2	2	0	0	4
	PEC SUBTOTAL	10	16	4	4	34
	HNTB Tasks					
2.4	Coordination Calls	4	4	2	2	12
2.5	QA/QC	4	8	4	2	18
2.6	Project Management/Project Administration	4	0	0	8	12
	HNTB SUBTOTAL	12	12	6	12	42

Wichita North Junction Project BUILD Grant (2018)

Fee Summary and Task Breakout

Phase 2 Task Breakout: Manhours

Items					Graphics Tech/ Admin	
Task 3 - Forms and Application Assembly (PEC)		PM	Senior Engineer/ Planner	Engineer/ Planner		TOTAL
3.1	Project Summary/Description	1	2	4	0	7
3.2	Project Location	1	2	4	0	7
3.3	Develop Graphic Identity	2	2	0	4	8
3.4	Cover Page/Tables	1	2	4	4	11
3.5	Standard Form 424 (App. For Fed. Assistance)	1	2	4	0	7
3.6	Standard Form 424C (Budget Info. For Con. Programs)	1	2	4	0	7
3.7	Federal Wage Rates Certification - To be provided by City of Wichita and/or KDOT	1	0	0	0	1
SUBTOTAL		8	12	20	8	48

Wichita North Junction Project BUILD Grant (2018)

Fee Summary and Task Breakout

Phase 2 Task Breakout: Manhours

Items	PM	Senior Engineer/ Planner	Engineer/ Planner	Graphics Tech/ Admin	TOTAL
Task 4 - Application Narrative and Figures (HNTB)					

	Project Narrative					
4.1	Grant Funds, Sources & Uses of All Project Funding	2	2	4	0	8
4.2	Merit Criteria (a) - Safety	1	2	8	0	11
4.3	Merit Criteria (b) - State of Good Repair	1	4	8	2	15
4.4	Merit Criteria (c) - Economic Competitiveness	1	4	8	2	15
4.5	Merit Criteria (d) - Environmental Protection	1	4	8	2	15
4.6	Merit Criteria (e) - Quality of Life	1	4	8	2	15
4.7	Merit Criteria (f) - Innovation	1	4	8	2	15
4.8	Merit Criteria (g) - Partnership	2	4	8	2	16
4.9	Merit Criteria (h) - Non-Federal Revenue Investment	1	4	8	2	15
4.10	Project Readiness - Technical Feasibility	2	6	12	2	22
4.11	Project Readiness - Project Schedule	2	4	8	2	16
4.12	Finalize Benefit-Cost Analysis and supporting narrative	2	2	20	2	26
4.13	Graphics Development	2	4	12	20	38
4.14	Req. Approvals - Environmental Permits & Reviews Approvals	2	4	4	2	12
4.15	Req. Approvals - State and Local Approvals	2	4	4	2	12
4.16	Req. Approvals - Fed. Trans. Reqs. Affecting State/Local Planning	4	0	0	2	6
4.17	Assessment of Project Risks & Mitigation Strategies	2	4	8	2	16
SUBTOTAL		29	60	136	48	273

Agenda Item No. VIII-1

**City of Wichita
City Council Meeting
June 19, 2018**

TO: Mayor and City Council

SUBJECT: Change in Council Meeting Schedule

INITIATED BY: City Council

AGENDA: Council Member Agenda

Recommendation: Approve change in Council Meeting Schedule making June 26 Council Meeting a Regular Meeting and canceling July 3 Council Meeting.

Background: Section 2.04.180 of the City of Wichita Code of Ordinances provides the process under which Regular Council meetings may be scheduled or cancelled:

“Regular meetings may be cancelled, or held from time to time at such other times and locations within the City or scheduled as a consent agenda/workshop meeting as determined at a prior meeting by a majority of the Council Members.”

Analysis: Due to the holiday week, the proposed change would allow City business to proceed more efficiently.

Financial Considerations: None

Legal Considerations: None

Recommendations/Actions: It is recommended that the City Council approve changing the Council Meeting Schedule to make the June 26 Council Meeting a Regular Meeting and canceling the July 3 Council Meeting.

Attachment(s): None

Wichita, Kansas
June 18, 2018
10:00 a.m., Monday
Conference Room, 12th Floor

MINUTES - BOARD OF BIDS AND CONTRACTS*

The Board of Bids and Contracts met with Marty Strayer, Administrative Assistant, Public Works and Utilities, Amy Belcher, Senior Accountant, Finance, representing the Director of Finance, Trinh Bui, Principal Budget Analyst, Budget Office, Hannah Lang, Senior Buyer, representing Purchasing, Tavon Watkins and Allie Salz, Fellows, representing City Manager's Office, and Jamie Buster, Deputy City Clerk present.

Minutes of the regular meeting dated June 11, 2018 were read and on motion approved.

Bids were opened June 15, 2018 pursuant to advertisements published on:

Market and Topeka Wayfinding Signage - Phase 2 (Market and Topeka, Osie to 18th Street) (472-85465/615501/) Traffic to be maintained during construction using flagpersons and barricades. (District I,III,VI)

Traffic Control Services, Inc. - \$11,375.00

2018 Sanitary Sewer Reconstruction Phase 5 (north of 47th Street South, east of West Street - various locations) (468-85331/628115/668050) Traffic to be maintained during construction using flagpersons and barricades. (District IV,VI)

Visual Systems, Inc. - \$80,900.00

Lateral 1, Main 26, Southwest Interceptor Sewer to serve Emerald Bay Estates 3rd Addition (north of 21st Street North, east of Hoover Street) (468-85239/744452/480143) Does not affect existing traffic. (District VI)

Dondlinger & Sons - \$102,609.25 Group 1
\$705,862.00 Group 2
\$808,471.25 Total Bid

Purchasing Manager recommended that the contracts be awarded as outlined above, subject to check, same being the lowest and best bids within the Engineer's construction estimate.

On motion the Board recommended that the contracts be awarded as outlined above, subject to check, same being the lowest and best bids within the Engineer's construction estimate.

PUBLIC WORKS & UTILITIES/FLEET & FACILITIES DIVISION: 140HP 4X4 Tractor with 25' Cradle Boom Mower.

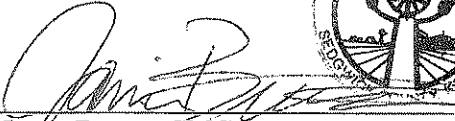
John Schmidt & Sons, Inc. - \$169,190.00 Base Bid *
\$2,000.00 Add Option 1


*Award 6/19/2018 One Additional Base Bid Unit at Same Unit Cost with Option 1 for Total Cost
\$171,190.00

Purchasing Division recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

On motion the Board recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

On motion the Board of Bids adjourned.


Jamie Buster, CMC
Deputy City Clerk



Marty Strayer, Administrative Assistant
Department of Public Works & Utilities

FORMAL BID REPORT

TO: Robert Layton, City Manager
 DATE: June 18, 2018

ENGINEERING BIDS – GARY JANZEN, CITY ENGINEER**June 15, 2018**

Market and Topeka Wayfinding Signage, Phase II – Public Works & Utilities Department/Engineering Division
Traffic Control Services, Inc. **\$11,375.00**

2018 Sanitary Sewer Reconstruction, Phase 5 (n of 47th Street S., e of West Street – Various Locations) –
 Public Works & Utilities Department/Engineering Division

Visual Systems, Inc. **\$80,900.00**

Sanitary Sewer/Stormwater Drain to serve Emerald Bay Estates 3rd – Public Works & Utilities
 Department/Engineering Division

Dondlinger & Sons **Group 1 – Lateral 1, Main 26, SWI** **\$102,609.25**

Group 2 – Stormwater Drain #426 **705,862.00**

Aggregate Bid Total **\$808,471.25**

PURCHASING BIDS – MELINDA A. WALKER, PURCHASING MANAGER**June 18, 2018**

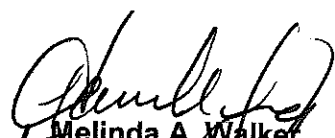
140 HP Rubber Tired 4x4 Tractor with 25 Foot Rear Cradle Boom Mower Installed – Public Works & Utilities
 Department/Fleet & Facilities Division

John Schmidt & Sons, Inc. **Base Bid** **\$169,190.00***

Option 1 (Add) (Per Each) **\$2,000.00**

*Award 6/19/2018 One Additional Base Bid Unit at Same Unit Cost with Option 1 for Total Cost
\$171,190.00

ITEMS TO BE PURCHASED AS ADVERTISED IN THE OFFICIAL CITY NEWSPAPER.


 Melinda A. Walker
 Purchasing Manager

PAVING BID TABULATION SUMMARY

BOARD OF BIDS - June 15, 2018

RQ840643

FB840105		Engineer's Construction Estimate	Cillessen & Sons Inc.	Phillips Southern Electric Co. Inc.	Traffic Control Services Inc.
Market and Topeka Wayfinding Signage - Phase II		\$17,500.00	\$12,400.00	\$16,000.00	\$11,375.00
(Market and Topeka, Osie to 18th St)	BID BOND		X		X
472-85465	ADDENDA	0			
(615501)					
		Engineer's Construction Estimate	McCullough Excavation	Mies Construction	Nowak Construction
Market and Topeka Wayfinding Signage - Phase II		\$17,500.00			
(Market and Topeka, Osie to 18th St)	BID BOND				
472-85465	ADDENDA	0			
(615501)					
		Engineer's Construction Estimate	Stannard Construction d/b/a WB Carter	Utilities Plus	Wildcat Construction
Market and Topeka Wayfinding Signage - Phase II		\$17,500.00			
(Market and Topeka, Osie to 18th St)	BID BOND				
472-85465	ADDENDA	0			
(615501)					
		Engineer's Construction Estimate			
Market and Topeka Wayfinding Signage - Phase II		\$17,500.00			
(Market and Topeka, Osie to 18th St)	BID BOND				
472-85465	ADDENDA	0			
(615501)					

CHECKED BY: VPREVIEWED BY: SR

SANITARY SEWER BID TABULATION SUMMARY

BOARD OF BIDS - June 15, 2018

RQ840644

FB840106		Engineer's Construction Estimate	Dondlinger & Sons	Utility Maintenance Contractors LLC	Visual Systems Inc.
2018 Sanitary Sewer Reconstruction Phase 5		\$127,000.00	\$88,300.00	\$98,500.00	\$80,900.00
(N of 47th St S, E of West St-various locations)	BID BOND			X	X
468-85331	ADDENDA	0			
(628115)					
		Engineer's Construction Estimate	McCullough Excavation	Mies Construction	Nowak Construction
2018 Sanitary Sewer Reconstruction Phase 5		\$127,000.00	\$82,700.00		
(N of 47th St S, E of West St-various locations)	BID BOND				
468-85331	ADDENDA	0			
(628115)					
		Engineer's Construction Estimate	Stannard Construction d/b/a WB Carter	Utilities Plus	Wildcat Construction
2018 Sanitary Sewer Reconstruction Phase 5		\$127,000.00			
(N of 47th St S, E of West St-various locations)	BID BOND				
468-85331	ADDENDA	0			
(628115)					
		Engineer's Construction Estimate			
2018 Sanitary Sewer Reconstruction Phase 5		\$127,000.00			
(N of 47th St S, E of West St-various locations)	BID BOND				
468-85331	ADDENDA	0			
(628115)					

CHECKED BY: VPREVIEWED BY: SM

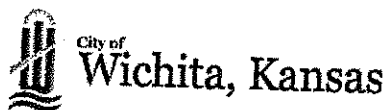
SANITARY SEWER/STORMWATER DRAIN BID TABULATION SUMMARY

BOARD OF BIDS - June 15, 2018

RQ840648

FB840108		Engineer's Construction Estimate	Dondlinger & Sons		
Lateral 1, Main 26, SWI 468-85239 (744452)	Group 1	\$251,381.00	\$102,609.25		
Stormwater Drain #426 468-85241 (751566)	Group 2	\$733,250.00	\$705,862.00		
Emerald Bay Estates 3rd	BID BOND				
	ADDENDA	0			
BID TOTAL		\$984,631.00	\$808,471.25		
		Engineer's Construction Estimate		Mies Construction	
Lateral 1, Main 26, SWI 468-85239 (744452)	Group 1	\$251,381.00			
Stormwater Drain #426 468-85241 (751566)	Group 2	\$733,250.00			
Emerald Bay Estates 3rd	BID BOND				
	ADDENDA	0			
BID TOTAL		\$984,631.00			
		Engineer's Construction Estimate	Stannard Construction d/b/a WB Carter	Utilities Plus	Wildcat Construction
Lateral 1, Main 26, SWI 468-85239 (744452)	Group 1	\$251,381.00			
Stormwater Drain #426 468-85241 (751566)	Group 2	\$733,250.00			
Emerald Bay Estates 3rd	BID BOND				
	ADDENDA	0			
BID TOTAL		\$984,631.00			
		Engineer's Construction Estimate			
Lateral 1, Main 26, SWI 468-85239 (744452)	Group 1	\$251,381.00			
Stormwater Drain #426 468-85241 (751566)	Group 2	\$733,250.00			
Emerald Bay Estates 3rd	BID BOND				
	ADDENDA	0			
BID TOTAL		\$984,631.00			

CHECKED BY: REVIEWED BY: 

**BID RESULTS**[Registration](#)[Solicitations](#)[Document Inquiry](#)[Login](#)[Help](#)

This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line

Solicitation:
FB740205

**140HP 4x4 Tractor w 25' Cradle Boom
Mow**

Close Date/Time: 12/1/2017 10:00
AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Aggregate Cost

Department: Public Works Fleet & Facilities

Responses: 3

Vendors	Complete	Bid Total
JOHN SCHMIDT & SONS INC	Complete	\$258,974.00
PRAIRIELAND PARTNERS INC.	Complete	\$259,570.16
MCCULLOUGH ENTERPRISES	In-Complete	\$0.00

City Comments

Award 01-09-18 Base Bid w/Opts *
1 & 6 Public Works & Utilities
Department/Fleet & Facilities
Division

[Top of the Page](#)

*Award 06/19/2018 One Additional Base Bid
w/option 1 total cost \$171,190 Public Works & Utilities
Department/Fleet & Facilities Division



**BID RESULTS**[Registration](#)[Solicitations](#)[Document Inquiry](#)[Login](#)[Help](#)

This page summarizes vendor bids by the extended cost for each commodity line on the solicitation.

Vendor Group Line

Solicitation: **140HP 4x4 Tractor w 25' Cradle Boom Mow**
 FB740205

Close Date/Time: 12/1/2017 10:00
 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Aggregate Cost

Department: Public Works Fleet & Facilities

Responses: 3

Go to:

Line 001 | Base Bid: New Unused Current Production 140 HP Four Wheel Drive Rubber Tired Tractor with New Unused Current Production 25 Foot Rear Cradle Boom Mower Installed (Supplement A). Tractor
 Manufacturer: _____ Model: _____ Year: _____ Mower
 Manufacturer: _____ Model: _____ Year: _____

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
JOHN SCHMIDT & SONS INC	1	Each	\$169,190.0000	\$169,190.00	Complete	2017 or18 Massey Ferguson 6715S, Dyna 4, 19 Ply Primex Log Monster, 2017or18 Diamond 25 ft rear cradle boom with 60 inch rotary head Bid Bond was mailed
PRAIRIELAND PARTNERS INC.	1	Each	\$175,924.0800	\$175,924.08	Complete	John Deere 6145M 2018 Diamond 25' Cradle Boom 2018
MCCULLOUGH ENTERPRISES					No Bid.	

Line 002 | Option 1: Undercarriage Skid Plate to Protect the Drive Line

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
PRAIRIELAND PARTNERS INC.	1	Each	\$400.0000	\$400.00	Complete	
JOHN SCHMIDT & SONS INC	1	Each	\$2,000.0000	\$2,000.00	Complete	
MCCULLOUGH ENTERPRISES					No Bid.	

Line 003 | Option 2: Sixty Three (63) Inch Flail Head In Lieu of Rotary Cutter Head

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
PRAIRIELAND PARTNERS INC.	1	Each	\$950.0000	\$950.00	Complete	
JOHN SCHMIDT & SONS INC	1	Each	\$1,080.0000	\$1,080.00	Complete	
MCCULLOUGH ENTERPRISES					No Bid.	

Line 004 | Option 3: Thirty Six (36) Inch Forestry Brush Cutter in Lieu of Rotary Cutter Head

CMB'S FOR June 19, 2018

<u>Renew</u>	<u>2018</u>	<u>Consumption On Premises</u>
Roselia Tello-Rubio	Lalo's Express, LLC**	2051 S. Seneca St
Kristin Hale	Ty's Dinner**	928 W. 2 nd St
Deric Eubanks	Courtyard by Marriott**	820 E. 2 nd St N
Roberto Beltran	Tacos Mexican Food**	1533 S. Seneca St

** General/Restaurant (need 50% or more gross revenue from sale of food)

*** Retailer (Grocery stores, convenience stores, etc.)

**PRELIMINARY ESTIMATES
FOR CITY COUNCIL JUNE 19, 2018**

- a. Lateral 17, Main 6, Cowskin Interceptor Sewer to serve Turkey Creek 3rd Addition (north of Pawnee, east of 135th Street West) (468-85050/744467/480158) Does not affect existing traffic. (District V) - \$200,000.00
- b. 2018 Outsourced Pavement Preservation Program CIP Ultrathin Bonded Overlay (Various Locations) (472-85333/707141/211582) Traffic to be maintained during construction using flagpersons and barricades. (District V,VI) - \$914,492.00

To be Bid:

May 11, 2018

PRELIMINARY ESTIMATE of the cost of:

Lateral 17, Main 6, Cowskin Interceptor Sewer to serve Turkey Creek 3rd Addition
Turkey Creek 3rd Addition

All work done and all materials furnished to be in accordance with plans and specifications
on file in the office of the City Engineer.

LUMP SUM BID ITEMS

1	Seeding	1	LS
2	Site Clearing	1	LS
3	Site Restoration	1	LS

MEASURED QUANTITY BID ITEMS

4	Pipe, SS 8"	2,207	lf
5	Pipe, SS 10"	643	lf
6	Pipe Stub, 10"	1	ea
7	Riser Assembly 4", Manhole Stub	9	ea
8	Riser Assembly 4", Vertical	39	ea
9	MH, Connect to Existing	2	ea
10	MH, Outside Drop Constructed	2	ea
11	MH, Standard SS (4')	7	ea
12	MH, Standard SS (5')	5	ea
13	Fill, Sand (Flushed & Vibrated)	503	lf
14	Air Testing, SS Pipe	2,850	lf
15	MH, Joint Wrap	170	lf
16	MH Adjusted, SS	1	ea
17	BMP, Construction Entrance	1	ea
18	BMP, Silt Fence	710	lf

OVER ESTIMATE

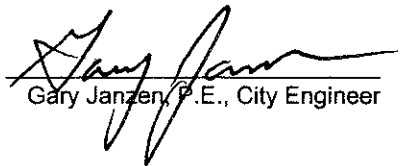
Construction Subtotal

Design Fee
Engineering & Inspection
Administration
Publication
Contingency

Total Estimated Cost\$200,000.00

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.


Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

480158 (744467) 468-85050

Page _____

EXHIBIT

To be Bid:

June 8, 2018

PRELIMINARY ESTIMATE of the cost of:

2018 Outsourced Pavement Preservation Program CIP Ultrathin Bonded Overlay
(Various Locations)

All work done and all materials furnished to be in accordance with plans and specifications
on file in the office of the City Engineer.

MEASURED QUANTITY BID ITEMS (707141) - Group 1

1	HMA Surface (Ultrathin Bonded)(Type A)(P(5,800	ton
2	Cold Milling	27,000	sy
3	Traffic Control	1	LS
4	Mobilization	1	LS
5	Pavement Markings, 4" (Thermoplastic)	47,700	lf
6	Pavement Markings, 6" (Thermoplastic)	32,500	lf
7	Pavement Markings, 12" (Thermoplastic)	320	lf
8	Pavement Markings, 24" (Thermoplastic)	440	lf
9	Pavement Markings, Turn Arrow	108	ea
10	Electronic Message Boards	24	day
11	Crack Sealing	10,000	lbs

ADD ALTERNATE 1 - Group 2**MEASURED QUANTITY BID ITEMS (707141)**

12	Upgrading Asphalt Binder to PG 70-28	5,800	ton
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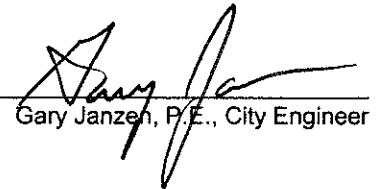
Construction Subtotal

Engineering & Inspection (707141)
Administration (707141)
Publication (707141)
Contingency

Total Estimated Cost**\$914,492.00**

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.


Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

211582 (707141) 472-85333

Page _____

EXHIBIT

**City of Wichita
City Council Meeting
June 19, 2018**

TO: Mayor and City Council

SUBJECT: New and Revised Petitions for Improvements to Serve Southern Ridge 3rd Addition (District IV)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendations: Approve the new and revised petitions and adopt the new and amending resolutions.

Background: On March 22, 2005, the City Council approved petitions for paving and water improvements to serve Southern Ridge 3rd Addition. The developer has submitted new and revised petitions that split one phase into two phases to meet current market conditions. The signatures on the petitions represent 100% of the improvement district and the petitions are valid per Kansas Statute 12-6a01.

Analysis: The projects will provide water and paving improvements required for a new residential development located south of Pawnee, west of Maize.

Financial Considerations: The new petition for water Phase 5 C is \$55,000. The revised petition for water Phase 5 B is \$39,000, a decrease of \$16,000. The new petition for paving Phase 5 C is \$181,000. The revised petition for paving Phase 5 B is \$116,000 a decrease of \$126,000. The funding source for the project is 100% special assessments.

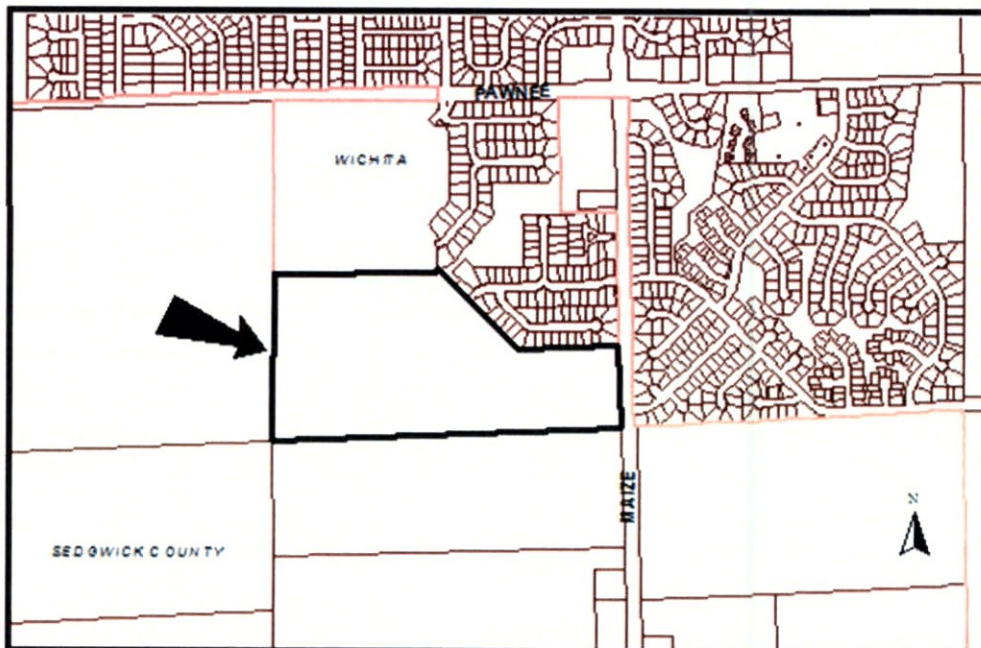
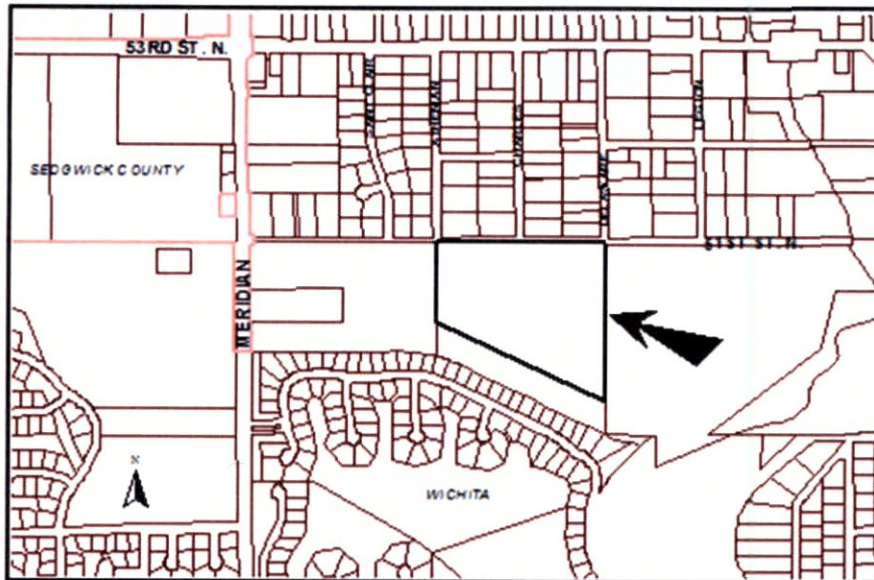
Petitions	Paving	Water
New Phase 5 C		\$55,000
Revised Phase 5 B		\$39,000
New Phase 5 C	\$181,000	
Revised Phase 5 B	\$116,000	

Legal Considerations: The Law Department has reviewed and approved the new and revised petitions, and new and amending resolutions as to form.

Recommendations/Actions: It is recommended that the City Council approve the new and revised petitions, adopt the new and amending resolutions, and authorize the necessary signatures.

Attachments: Map, budget sheets, new and revised petitions, and new and amending resolutions.

Southern Ridge 3rd Addn



Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT ☐ ORDERED BY WCC ☒ PETITION

DEPARTMENT: 13 Public Works & Utilities DIVISION: Engineering RESOLUTION/ORDINANCE #:

FUND: 470 Water Improvements N.I. ENGINEERING REFERENCE #: 448-90745

COUNCIL DISTRICT: 04 Council District 4 DATE COUNCIL APPROVED: 6/19/2018 REQUEST DATE:

PROJECT #: 470278 PROJECT TITLE: WDS Southern Ridge 3rd Addition - PH 5B

PROJECT DETAIL #: 01 PROJECT DETAIL DESCRIPTION: WDS Ridge 3rd Addition - PH 5B

OCA #: 735605 OCA TITLE: WDS Southern Ridge 3rd Addition - PH 5B

PERSON COMPLETING FORM: Janis Edwards PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman PHONE #: 268-4236

☒ NEW BUDGET ☐ REVISED BUDGET

REVENUE

EXPENSE

Object Level 3	Budget	Object Level 3	Budget
9730 S.A. Bonds	\$39,000.00	2999 Contractuals	\$39,000.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00

REVENUE TOTAL: \$39,000.00

EXPENSE TOTAL: \$39,000.00

NOTES:

SIGNATURES REQUIRED

DIVISION HEAD: 

DEPARTMENT HEAD: 

BUDGET OFFICER: 

CITY MANAGER:

Print Form

DATE: 05/29/18

DATE: 6/5/18

DATE: 5/31/18

DATE:

8

**PETITION
WATER LINE – PHASE 5B – SOUTHERN RIDGE 3RD ADDITION**

TO: The Mayor and City Council (the “Governing Body”)
City of Wichita, Kansas

REVISED

~~478~~-90745
448

1. The undersigned, being the owners of record of more than one-half of the area liable for assessment set forth below for the proposed improvements of the City of Wichita, Kansas (the “City”), do hereby request that said improvements be made in the manner provided by K.S.A. 12-6a01 *et seq.* (the “Act”).

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a water distribution system, including necessary water mains, pipes, valves, hydrants, and appurtenances to serve the Improvement District defined below.

The Improvements shall be constructed in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$39,000.00, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of this Petition to the City. If expenses have been incurred for the Improvements and construction has not started within ~~two~~ years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition

Lots 19 through 25, Block C

Lots 50 through 53, Block C

(d) The proposed method of assessment is: equally per lot (11 lots).

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

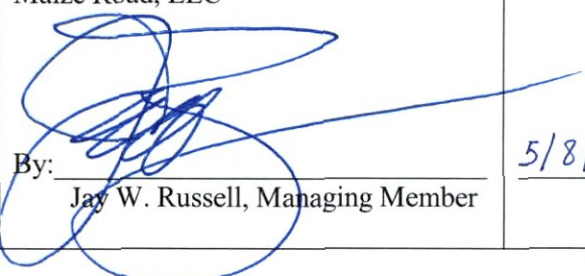
(f) The payment of assessments proposed to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City’s Special Assessment Deferral Program.

2. It is further requested that the proposed Improvements be made without notice and hearing as required by the Act.

3. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

4. Names may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first.

5. The Governing Body is further requested to proceed with adoption of a resolution authorizing the Improvements and establishing the Improvement District in accordance with the Act and the construction of the Improvements in an expeditious manner.

Signature	Dated	Property Owned Within Proposed Improvement District
Maize Road, LLC  By: _____ Jay W. Russell, Managing Member	 5/8/18	Southern Ridge 3rd Addition Lots 19 through 25, Block C Lots 50 through 53, Block C

THIS PETITION was filed in my office on 5/9/18.




Deputy City Clerk

Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: _____

ENGINEERING REFERENCE #: 448-90902

FUND: 470 Water Improvements N.I.

COUNCIL DISTRICT: 04 Council District 4

DATE COUNCIL APPROVED: 6/19/2018

REQUEST DATE: _____

PROJECT # : _____

PROJECT TITLE: WDS Southern Ridge 3rd Addition -PH 5C

PROJECT DETAIL # : 01

PROJECT DETAIL DESCRIPTION: WDS Southern Ridge 3rd Addition -PH 5C

OCA # : _____

OCA TITLE: WDS Southern Ridge 3rd Addition -PH 5C

PERSON COMPLETING FORM: Janis Edwards

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET

☐ REVISED BUDGET

REVENUE

EXPENSE

Object Level 3	Budget
9730 S.A. Bonds	\$55,000.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00

Object Level 3	Budget
2999 Contractuals	\$55,000.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00
_____	\$0.00

REVENUE TOTAL: \$55,000.00

EXPENSE TOTAL: \$55,000.00

NOTES: Hold for LOC

SIGNATURES REQUIRED

DIVISION HEAD: _____

DEPARTMENT HEAD: _____

BUDGET OFFICER: _____

CITY MANAGER: _____

Print Form

DATE: 05/29/18

DATE: 6/5/18

DATE: 5/31/18

DATE: _____

448-90902

PETITION
WATER LINE – PHASE 5C – SOUTHERN RIDGE 3RD ADDITION

TO: The Mayor and City Council (the “Governing Body”)
City of Wichita, Kansas

1. The undersigned, being the owners of record of more than one-half of the area liable for assessment set forth below for the proposed improvements of the City of Wichita, Kansas (the “City”), do hereby request that said improvements be made in the manner provided by K.S.A. 12-6a01 *et seq.* (the “Act”).

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a water distribution system, including necessary water mains, pipes, valves, hydrants, and appurtenances to serve the Improvement District defined below.

The Improvements shall be constructed in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$55,000.00, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of this Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition

Lots 26 through 29, Block C

Lots 40 through 49, Block C

(d) The proposed method of assessment is: equally per lot (14 lots).

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

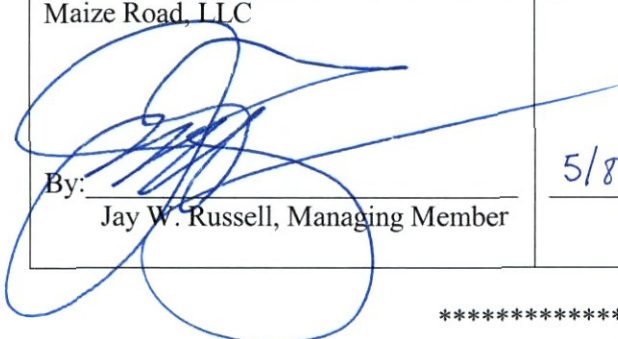
(f) The payment of assessments proposed to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City’s Special Assessment Deferral Program.

2. It is further requested that the proposed Improvements be made without notice and hearing as required by the Act.

3. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

4. Names may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first.

5. The Governing Body is further requested to proceed with adoption of a resolution authorizing the Improvements and establishing the Improvement District in accordance with the Act and the construction of the Improvements in an expeditious manner.

Signature	Dated	Property Owned Within Proposed Improvement District
Maize Road, LLC  By: _____ Jay W. Russell, Managing Member	 5/8/18	Southern Ridge 3rd Addition Lots 26 through 29, Block C Lots 40 through 49, Block C

THIS PETITION was filed in my office on 5/9/18.




Deputy City Clerk

Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: _____

FUND: 400 Street Improvements

SUBFUND: 490 Paving N.I.

ENGINEERING REFERENCE #: 472-85304

COUNCIL DISTRICT: 04 Council District 4

DATE COUNCIL APPROVED: 6/19/2018

REQUEST DATE: _____

PROJECT #: 490455

PROJECT TITLE: Prescott, Prescott Cir Southern Ridge 3rd Addition - PH 5B

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: Prescott, Prescott Cir Southern Ridge 3rd Addition PH 5B

OCA #: 766421

OCA TITLE: Prescott, Prescott Cir Southern Ridge 3rd Addition PH 5B

PERSON COMPLETING FORM: Janis Edwards

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET

☐ REVISED BUDGET

REVENUE

EXPENSE

Object Level 3	Budget	Object Level 3	Budget
9730 S.A. Bonds	\$116,000.00	2999 Contractuals	\$116,000.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00

REVENUE TOTAL: \$116,000.00

EXPENSE TOTAL: \$116,000.00

NOTES:

SIGNATURES REQUIRED

DIVISION HEAD: _____

DEPARTMENT HEAD: _____

BUDGET OFFICER: _____

CITY MANAGER: _____

Print Form

DATE: 05/29/18

DATE: 6/5/18

DATE: 5/31/18

DATE: _____

45

PETITION
PAVING – PHASE 5B – SOUTHERN RIDGE 3RD ADDITION

TO: The Mayor and City Council (the “Governing Body”)
City of Wichita, Kansas

REVISED
472-85304

1. The undersigned, being the owners of record of more than one-half of the area liable for assessment set forth below for the proposed improvements of the City of Wichita, Kansas (the “City”), do hereby request that said improvements be made in the manner provided by K.S.A. 12-6a01 *et seq.* (the “Act”).

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of pavement on Prescott from the west line of Lot 18, Block C, west and south to the south line of Lot 50, Block C.

That said pavement between aforesaid limits be constructed for a width of thirty (30) feet from gutter line to gutter line, and each gutter to be two (2) feet in width, making a total roadway width of thirty-four (34) feet with drainage to be installed where necessary.

The Improvements shall be constructed in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$116,000.00, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of this Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition
Lots 19 through 25, Block C
Lots 50 through 53, Block C

(d) The proposed method of assessment is: equally per lot (11 lots).

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

In the event that the driveway approaches and curb cuts are not included within the scope of the Improvements and the estimated cost thereof as set forth in subsection (b) above, the costs of such driveway approaches and curb cuts so constructed shall be directly assessed to the property benefitted thereby in addition to the assessments levied for the Improvements.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

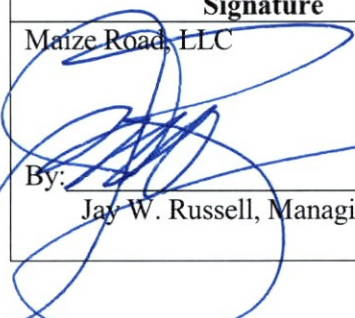
(f) The payment of assessments proposed to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

2. It is further requested that the proposed Improvements be made without notice and hearing as required by the Act.

3. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

4. Names may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first.

5. The Governing Body is further requested to proceed with adoption of a resolution authorizing the Improvements and establishing the Improvement District in accordance with the Act and the construction of the Improvements in an expeditious manner.

Signature	Dated	Property Owned Within Proposed Improvement District
Maize Road, LLC By:  Jay W. Russell, Managing Member	5/8/18	Southern Ridge 3 rd Addition Lots 19 through 25, Block C Lots 50 through 53, Block C

THIS PETITION was filed in my office on 5/9/18.




Deputy City Clerk

Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: _____

FUND: 400 Street Improvements

SUBFUND: 490 Paving N.I.

ENGINEERING REFERENCE #: 472-85461

COUNCIL DISTRICT: 04 Council District 4

DATE COUNCIL APPROVED: 6/19/2018

REQUEST DATE: _____

PROJECT # : _____

PROJECT TITLE: Prescott, Prescott Cir Southern Ridge 3rd Addition Ph 5C

PROJECT DETAIL # : 01

PROJECT DETAIL DESCRIPTION: Prescott, Prescott Cir Southern Ridge 3rd Addition Ph 5C

OCA # : _____

OCA TITLE: Prescott, Prescott Cir Southern Ridge 3rd Addition Ph 5C

PERSON COMPLETING FORM: Janis Edwards

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET

☐ REVISED BUDGET

REVENUE

EXPENSE

Object Level 3	Budget	Object Level 3	Budget
9730 S.A. Bonds	\$181,000.00	2999 Contractuals	\$181,000.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00
	\$0.00		\$0.00

REVENUE TOTAL: \$181,000.00

EXPENSE TOTAL: \$181,000.00

NOTES: Hold for LOC

SIGNATURES REQUIRED

DIVISION HEAD: _____

DEPARTMENT HEAD: _____

BUDGET OFFICER: _____

CITY MANAGER: _____

Print Form

DATE: 05/29/18

DATE: 6/5/18

DATE: 5/3/18

DATE: _____

472-85461

**PETITION
PAVING – PHASE 5C – SOUTHERN RIDGE 3RD ADDITION**

TO: The Mayor and City Council (the “Governing Body”)
City of Wichita, Kansas

1. The undersigned, being the owners of record of more than one-half of the area liable for assessment set forth below for the proposed improvements of the City of Wichita, Kansas (the “City”), do hereby request that said improvements be made in the manner provided by K.S.A. 12-6a01 *et seq.* (the “Act”).

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of pavement on Prescott and Prescott Cir. from the south line of Lot 50, Block C, south to the south line of Lot 40, Block C.

That said pavement between aforesaid limits be constructed for a width of thirty (30) feet from gutter line to gutter line, and each gutter to be two (2) feet in width, making a total roadway width of thirty-four (34) feet with drainage to be installed where necessary.

Construction of pavement on Prescott Ct. from the east line of Prescott, east to and including the cul-de-sac.

That said pavement between aforesaid limits be constructed for a width of twenty-four (24) feet from gutter line to gutter line, and each gutter to be two (2) feet in width, making a total roadway width of twenty-eight (28) feet with drainage to be installed where necessary.

The Improvements shall be constructed in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$181,000.00, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of this Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition

Lots 26 through 29, Block C

Lots 40 through 49, Block C

(d) The proposed method of assessment is: equally per lot (14 lots).

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

In the event that the driveway approaches and curb cuts are not included within the scope of the Improvements and the estimated cost thereof as set forth in subsection (b) above, the costs of such driveway approaches and curb cuts so constructed shall be directly assessed to the property benefitted thereby in addition to the assessments levied for the Improvements.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

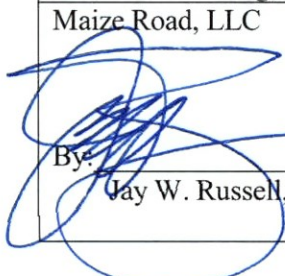
(f) The payment of assessments proposed to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

2. It is further requested that the proposed Improvements be made without notice and hearing as required by the Act.

3. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

4. Names may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first.

5. The Governing Body is further requested to proceed with adoption of a resolution authorizing the Improvements and establishing the Improvement District in accordance with the Act and the construction of the Improvements in an expeditious manner.

Signature	Dated	Property Owned Within Proposed Improvement District
Maize Road, LLC  By: _____ Jay W. Russell, Managing Member	5/8/18	Southern Ridge 3rd Addition Lots 26 through 29, Block C Lots 40 through 49, Block C

THIS PETITION was filed in my office on 5/9/18.




Deputy City Clerk

(Published in the *Wichita Eagle*, on June 22, 2018)

RESOLUTION NO. 18-192

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING – PHASE 5B – SOUTHERN RIDGE 3RD ADDITION/SOUTH OF PAWNEE, WEST OF MAIZE) (472-85304).

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the City Council of the City (the “Governing Body”) has heretofore by **Resolution No. 16-366** of the City (the “Prior Resolution”) authorizing certain internal improvements; and

WHEREAS, the estimated or probable cost of the proposed improvements and the extent of the proposed improvement district to be assessed for the cost of the proposed improvements authorized by the Prior Resolution has changed;

WHEREAS, pursuant to the receipt of a new petition (the “Petition”), it is necessary to authorize the improvements requested therein by the adoption of a new resolution of the City and repeal the Prior Resolution; and

WHEREAS, the Petition was filed with the City Clerk proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq* (the “Act”); and

WHEREAS, the Governing Body hereby finds and determines that said Petition was signed by **the owners of record of more than one-half of the area** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Repealer. The Prior Resolution is hereby repealed.

Section 2. Findings of Advisability. The Governing Body hereby finds and determines that:

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of pavement on Prescott from the west line of Lot 18, Block C, west and south to the south line of Lot 50, Block C.

That said pavement between aforesaid limits be constructed for a width of thirty (30) feet from gutter line to gutter line, and each gutter to be two (2) feet in width, making a total roadway width of thirty-four (34) feet with drainage to be installed where necessary.

(b) The estimated or probable cost of the proposed Improvements is: **\$116,000.00**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the "Improvement District") to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition
Lots 19 through 25, Block C
Lots 50 through 53, Block C

(d) The proposed method of assessment is: **equally per lot, (11 lots).**

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

In the event that the driveway approaches and curb cuts are not included within the scope of the Improvements and the estimated cost thereof as set forth in subsection (b) above, the costs of such driveway approaches and curb cuts so constructed shall be directly assessed to the property benefitted thereby in addition to the assessments levied for the Improvements.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

(f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 3. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in **Section 2** of this Resolution.

Section 4. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 5. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of the Prior Resolution, and 60 days before the date of adoption of this Resolution, to the extent of the increased authorization contained herein, all pursuant to Treasury Regulation § 1.150-2.

Section 6. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney
and Director of Law

(Published in the *Wichita Eagle*, on June 22, 2018)

RESOLUTION NO. 18-193

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING – PHASE 5C – SOUTHERN RIDGE 3RD ADDITION/SOUTH OF PAWNEE, WEST OF MAIZE) (472-85461).

WHEREAS, a petition (the “Petition”) was filed with the City Clerk of the City of Wichita, Kansas (the “City”) proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.*, (the “Act”); and

WHEREAS, the City Council (the “Governing Body”) of the City hereby finds and determines that said Petition was signed by **the owners of record of more than one-half of the area** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Findings of Advisability. The Governing Body hereby finds and determines that:

(a) The Improvements proposed to be made are as follows (the “Improvements”):

Construction of pavement on Prescott and Prescott Cir. from the south line of Lot 50, Block C, south to the south line of Lot 40, Block C.

That said pavement between aforesaid limits be constructed for a width of thirty (30) feet from gutter line to gutter line, and each gutter to be two (2) feet in width, making a total roadway width of thirty-four (34) feet with drainage to be installed where necessary.

Construction of pavement on Prescott Ct. from the east line of Prescott, east to and including the cul-de-sac.

That said pavement between aforesaid limits be constructed for a width of twenty-four (24) feet from gutter line to gutter line, and each gutter to be two (2) feet in width, making a total roadway width of twenty-eight (28) feet with drainage to be installed where necessary.

b) The estimated or probable cost of the proposed Improvements is: **\$181,000.00**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition
Lots 26 through 29, Block C
Lots 40 through 49, Block C

- (d) The proposed method of assessment is: **equally per lot (14 lots).**

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

In the event that the driveway approaches and curb cuts are not included within the scope of the Improvements and the estimated cost thereof as set forth in subsection (b) above, the costs of such driveway approaches and curb cuts so constructed shall be directly assessed to the property benefitted thereby in addition to the assessments levied for the Improvements.

- (e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

- (f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 2. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in **Section 1** of this Resolution.

Section 3. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 4. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation § 1.150-2.

Section 5. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney and Director of Law

(Published in the *Wichita Eagle*, on June 22, 2018)

RESOLUTION NO. 18-194

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (WATER LINE – PHASE 5B – SOUTHERN RIDGE 3RD ADDITION/SOUTH OF PAWNEE, WEST OF MAIZE) (448-90745).

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the City Council of the City (the “Governing Body”) has heretofore by **Resolution No. 16-369** of the City (the “Prior Resolution”) authorizing certain internal improvements; and

WHEREAS, the estimated or probable cost of the proposed improvements and the extent of the proposed improvement district to be assessed for the cost of the proposed improvements authorized by the Prior Resolution has changed;

WHEREAS, pursuant to the receipt of a new petition (the “Petition”), it is necessary to authorize the improvements requested therein by the adoption of a new resolution of the City and repeal the Prior Resolution; and

WHEREAS, the Petition was filed with the City Clerk proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq* (the “Act”); and

WHEREAS, the Governing Body hereby finds and determines that said Petition was signed by **the owners of record of more than one-half of the area** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Repealer. The Prior Resolution is hereby repealed.

Section 2. Findings of Advisability. The Governing Body hereby finds and determines that:

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a water distribution system, including necessary water mains, pipes, valves, hydrants, and appurtenances to serve the Improvement District defined below.

(b) The estimated or probable cost of the proposed Improvements is: **\$39,000.00**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the "Improvement District") to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition
Lots 19 through 25, Block C
Lots 50 through 53, Block C

(d) The proposed method of assessment is: **equally per lot (11 lots).**

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

(f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 3. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in **Section 2** of this Resolution.

Section 4. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 5. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of the Prior Resolution, and 60 days before the date of adoption of this Resolution, to the extent of the increased authorization contained herein, all pursuant to Treasury Regulation § 1.150-2.

Section 6. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney
and Director of Law

(Published in the *Wichita Eagle*, on June 22, 2018)

RESOLUTION NO. 18-195

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (WATER LINE – PHASE 5C – SOUTHERN RIDGE 3RD ADDITION/SOUTH OF PAWNEE, WEST OF MAIZE) (448-90902).

WHEREAS, a petition (the “Petition”) was filed with the City Clerk of the City of Wichita, Kansas (the “City”) proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.* (the “Act”); and

WHEREAS, the City Council (the “Governing Body”) of the City hereby finds and determines that said Petition was signed by **the owners of record of more than one-half of the area** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Findings of Advisability. The Governing Body hereby finds and determines that:

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a water distribution system, including necessary water mains, pipes, valves, hydrants, and appurtenances to serve the Improvement District defined below.

(b) The estimated or probable cost of the proposed Improvements is: **\$55,000.00**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

(c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Southern Ridge 3rd Addition
Lots 26 through 29, Block C
Lots 40 through 49, Block C

(d) The proposed method of assessment is: **equally per lot (14 lots).**

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

(f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 2. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in **Section 1** of this Resolution.

Section 3. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 4. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation § 1.150-2.

Section 5. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney and Director of Law

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: Revised Petition for Drainage Improvements to Serve Emerald Bay Estates 3rd Addition (District VI)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the petition and budget, and adopt the resolution.

Background: On August 8, 2017, the City Council approved a petition for drainage improvements to Emerald Bay Estates 3rd Addition. The developer has submitted a revised petition with an increased budget, which is valid per Kansas Statute 12-6a01. The signatures on the petitions represent 100% of the improvement district.

Analysis: The project will provide drainage improvements required for a new residential development located north of 21st Street North, east of Hoover Road.

Financial Considerations: The petition total for the drainage improvements is \$875,000, an increase of \$375,000. The funding source for the project is 100% special assessments.

Legal Considerations: The Law Department has reviewed and approved the petition and resolution as to form.

Recommendations/Actions: It is recommended that the City Council approve the petition and budget, adopt the resolution, and authorize the necessary signatures.

Attachments: Map, budget sheet, petition, and resolution.

(Published in the *Wichita Eagle*, on June 22, 2018)

RESOLUTION NO. 18-196

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PHASE I STORM WATER DRAIN NO. 426 – EMERALD BAY ESTATES 3RD ADDITION/NORTH OF 21ST STREET NORTH, WEST OF WEST STREET) (468-85241).

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the City Council of the City (the “Governing Body”) has heretofore by **Resolution No. 17-269** of the City (the “Prior Resolution”) authorizing certain internal improvements; and

WHEREAS, the estimated or probable cost of the proposed improvements authorized by the **Prior Resolution** has changed;

WHEREAS, pursuant to the receipt of a new petition (the “Petition”), it is necessary to authorize the improvements requested therein by the adoption of a new resolution of the City and repeal the Prior Resolution; and

WHEREAS, the Petition was filed with the City Clerk proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.*, (the “Act”); and

WHEREAS, the Governing Body hereby finds and determines that said Petition was signed by a **majority of the resident owners of record of the property** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Repealer. The Prior Resolution is hereby repealed.

Section 2. Findings of Advisability. The Governing Body hereby finds and determines that:

- (a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a Storm Water Drainage system including mass grading and a storm water inlet and pipe system that will service the lots in the improvement district.

- (b) The estimated or probable cost of the proposed Improvements is: **\$875,000.00**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions thereof.

(c) The extent of the proposed improvement district (the "Improvement District") to be assessed for the costs of the proposed Improvements is:

Lots 1-10, Block 1, and Lots 16-22, Block 2, Emerald Bay Estates 3rd Addition; along with

Tract 1: The East Half of the Southwest Quarter of Section 2, Township 27 South, Range 1 West of the 6th Principal Meridian, Sedgwick County, Kansas, EXCEPT the East 165.00 feet of the South 264.00 feet thereof, AND EXCEPT the South 50.00 feet thereof for road, AND EXCEPT that portion platted as Emerald Bay Estates 3rd Addition, Wichita, Sedgwick County, Kansas, TOGETHER WITH the West, 215.00 feet of the South Half of the Southeast Quarter Section 2, Township 27 South, Range 1 West, Sedgwick County, Kansas, EXCEPT the South 30.00 feet thereof for road.

(d) The proposed method of assessment is as follows:

That Lots 1-10, Block 1, and Lots 16-22, Block 2, Emerald Bay Estates 3rd Addition each pay 1/58 of the total cost payable by the improvement district;

And that Tract 1 shall pay 41/58 of the total cost payable by the improvement district.

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis or per the terms of a respread agreement submitted to the City of Wichita.

(e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

(f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 3. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in **Section 2** of this Resolution.

Section 4. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 5. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of the Prior Resolution, and 60 days before the date of adoption of this Resolution, to the extent of the increased authorization contained herein, all pursuant to Treasury Regulation § 1.150-2.

Section 6. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney and Director of Law

Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: _____

FUND: 480 Sewer Improvements N.I.

SUBFUND: 485 Storm Drainage N.I.

ENGINEERING REFERENCE #: 468-85241

COUNCIL DISTRICT: 06 Council District 6

DATE COUNCIL APPROVED: 6-19-2018

REQUEST DATE: _____

PROJECT #: 485457

PROJECT TITLE: SWD 426 Emerald Bay Estates 3rd Addition

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: SWD 426 Emerald Bay Estates 3rd Addition

OCA #: 751566

OCA TITLE: SWD 426 Emerald Bay Estates 3rd Addition

PERSON COMPLETING FORM: Janis Edwards

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☐ NEW BUDGET

☒ REVISED BUDGET

Revenue Object Level 3	Original Budget	Adjustment	New Budget
9730 S.A. Bonds	\$500,000.00	\$375,000.00	\$875,000.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$500,000.00	\$375,000.00	\$875,000.00

Expense Object Level 3

2999 Contractuals	\$500,000.00	\$375,000.00	\$875,000.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
Total Expense:	\$500,000.00	\$375,000.00	\$875,000.00

NOTES:

SIGNATURES REQUIRED

DIVISION HEAD: _____

DEPARTMENT HEAD: _____

BUDGET OFFICER: _____

CITY MANAGER: _____

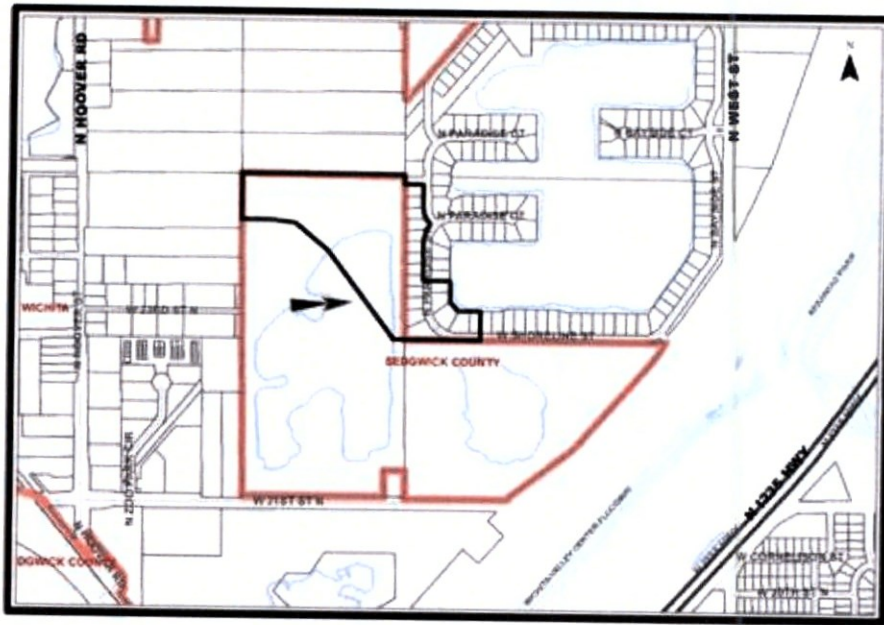
Print Form

DATE: 05/29/18

DATE: 6/5/18

DATE: 5/31/18

DATE: _____



SWD No 426
468-85241

Revised

PETITION – PHASE 1
STORM WATER DRAIN IMPROVEMENTS – EMERALD BAY 3RD ADDITION, WICHITA,
SEDGWICK COUNTY, KANSAS

TO: The Mayor and City Council (the “Governing Body”)
City of Wichita, Kansas

1. The undersigned, being a majority of the resident owners of record of the property liable for assessment set forth below for the proposed improvements of the City of Wichita, Kansas (the “City”), do hereby request that said improvements be made in the manner provided by K.S.A. 12-6a01 *et seq.*

- (a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a Storm Water Drainage system including mass grading and a storm water inlet and pipe system that will service the lots in the improvement district.

The Improvements shall be constructed in accordance with City standards and plans and specifications prepared or approved by the City Engineer

- (b) The estimated or probable cost of the proposed Improvements is: \$875,000 (Eight Hundred Seventy Five Thousand Dollars) exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of this Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

- (c) The extent of the proposed improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

Lots 1 – 10, Block 1, and Lots 16 – 22, Block 2, Emerald Bay Estates 3rd Addition; along with

Tract 1: The East Half of the Southwest Quarter of Section 2, Township 27 South, Range 1 West of the 6th Principal Meridian, Sedgwick County, Kansas, EXCEPT the East 165.00 feet of the South 264.00 feet thereof, AND EXCEPT the South 50.00 feet thereof for road, AND EXCEPT that portion platted as Emerald Bay Estates 3rd Addition, Wichita, Sedgwick County, Kansas, TOGETHER WITH the West 215.00 feet of the South Half of the Southeast Quarter of Section 2, Township 27 South, Range 1 West, Sedgwick County, Kansas, EXCEPT the South 30.00 feet thereof for road.

- (d) The proposed method of assessment is as follows:

That Lots 1 – 10, Block 1, and Lots 16 – 22, Block 2, Emerald Bay Estates 3rd Addition each pay 1/58 of the total cost payable by the improvement district;

And that Tract 1 shall pay 41/58 of the total cost payable by the improvement district.

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall

be recalculated on a square foot basis or per the terms of a respread agreement submitted to the City of Wichita.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

(f) The payment of assessments proposed to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

2. It is further requested that the proposed Improvements be made without notice and hearing as required by the Act.

3. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

4. Names may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first.

5. The Governing Body is further requested to proceed with adoption of a resolution authorizing the Improvements and establishing the Improvement District in accordance with the Act and the construction of the Improvements in an expeditious manner.

Signature	Dated	Property Owned Within Proposed Improvement District
<i>By: [Signature]</i> <i>manager</i> <i>EBE, LLC.</i>	<i>5/18/18</i>	Lots 1 – 10, Block 1, and Lots 16 – 22, Block 2, Emerald Bay Estates 3 rd Addition Tract 1: The East Half of the Southwest Quarter of Section 2, Township 27 South, Range 1 West of the 6th Principal Meridian, Sedgwick County, Kansas, EXCEPT the East 165.00 feet of the South 264.00 feet thereof, AND EXCEPT the South 50.00 feet thereof for road, AND EXCEPT that portion platted as Emerald Bay Estates 3 rd Addition, Wichita, Sedgwick County, Kansas, TOGETHER WITH the West 215.00 feet of the South Half of the Southeast Quarter of Section 2, Township 27 South, Range 1 West, Sedgwick County, Kansas, EXCEPT the South 30.00 feet thereof for road.

THIS PETITION was filed in my office on 5/18/18 :



[Signature]
 Deputy City Clerk

**City of Wichita
City Council Meeting
June 19, 2018**

TO: Mayor and City Council

SUBJECT: Community Events – The Douglas Block Party (**District VI**)

INITIATED BY: Division of Arts & Cultural Services

AGENDA: Consent

Recommendation: Approve the request for temporary street closure.

Background: In accordance with the Community Events procedure, the event promoter Hilary Allen, The Douglas Apartments, is coordinating The Douglas Block Party with City of Wichita staff, subject to final approval by the City Council.

Analysis: The following street closure request has been submitted:

The Douglas Block Party June 23, 2018, 12:00 pm – 7:00 pm

- Market Street, Douglas Avenue to alleyway north of 124 Douglas Avenue

The promoter will arrange to remove the barricades as necessary to allow emergency vehicle access during the entire designated time period. The barricades will be removed immediately upon completion of the event.

Financial Consideration: The event promoter is responsible for all costs associated with the special event.

Legal Consideration: This action complies with the ordinance on street closures for community events.

Recommendation/Actions: It is recommended that the City Council approve the request subject to: 1) Hiring of off-duty certified law enforcement officers as required; 2) Obtaining barricades to close the streets in accordance with requirements of the Police, Fire and Public Works and Utilities Departments; and 3) Securing Certificate of Liability Insurance on file with the Community Events Coordinator.

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: Community Events – The Orpheum’s American Graffiti Car Show
(District VI)

INITIATED BY: Division of Arts & Cultural Services

AGENDA: Consent

Recommendation: Approve the request for temporary street closures.

Background: In accordance with the Community Events procedure, the event promoter Barney Byard, Orpheum Theater Director, is coordinating The Orpheum’s American Graffiti Car Show event with City of Wichita staff, subject to final approval by the City Council.

Analysis: The following street closure request has been submitted:

The Orpheum’s American Graffiti Car Show June 30, 2018 10:00 am – 10:00 pm

- First Street, Broadway Street to Topeka Street

The promoter will arrange to remove the barricades as necessary to allow emergency vehicle access during the entire designated time period. The barricades will be removed immediately upon completion of the event.

Financial Consideration: The event promoter is responsible for all costs associated with the special event.

Legal Consideration: This action complies with the ordinance on street closures for community events.

Recommendation/Actions: It is recommended that the City Council approve the request subject to: 1) Hiring of off-duty certified law enforcement officers as required; 2) Obtaining barricades to close the streets in accordance with requirements of the Police, Fire and Public Works and Utilities Departments; and 3) Securing Certificate of Liability Insurance on file with the Community Events Coordinator.

**City of Wichita
City Council Meeting
June 19, 2018**

TO: Mayor and City Council

SUBJECT: Community Events – Diva Dash 5K (Districts I, IV and VI)

INITIATED BY: Division of Arts & Cultural Services

AGENDA: Consent

Recommendation: Approve the request for temporary street closure.

Background: In accordance with the Community Events procedure, the event promoter John Muir, Wichita Running Company, is coordinating the Diva Dash 5K with City of Wichita staff, subject to final approval by the City Council.

Analysis: The following street closure request has been submitted:

Diva Dash 5K June 23, 2018, 7:30 am – 10:00 am

- Water Street, WaterWalk Place to Dewey Street
- Dewey Street, Water Street to Wichita Street
- Wichita Street, Dewey Street to Lewis Street
- Lewis Street, Wichita Street to McLean Boulevard
- McLean Boulevard, Lewis Street to Seneca Street

The promoter will arrange to remove the barricades as necessary to allow emergency vehicle access during the entire designated time period. The barricades will be removed immediately upon completion of the event.

Financial Consideration: The event promoter is responsible for all costs associated with the special event.

Legal Consideration: This action complies with the ordinance on street closures for community events.

Recommendation/Actions: It is recommended that the City Council approve the request subject to: 1) Hiring of off-duty certified law enforcement officers as required; 2) Obtaining barricades to close the streets in accordance with requirements of the Police, Fire and Public Works and Utilities Departments; and 3) Securing Certificate of Liability Insurance on file with the Community Events Coordinator.

**City of Wichita
City Council Meeting
June 19, 2018**

TO: Mayor and City Council

SUBJECT: O.J. Watson Park Improvement Project (District III)

INITIATED BY: Department of Park & Recreation

AGENDA: Consent

Recommendation: Adopt the bonding resolution and the initiation of funding for the project.

Background: O.J. Watson Park is one of the largest parks in the City of Wichita's park system. The 119-acre site offers a rustic setting, which includes a 40-acre lake for fishing, a miniature train ride, pony rides, miniature golf, and volleyball courts. In order to make the park an attractive and known destination park, additional enhancements are proposed for the site. The existing enclosed shelter near the concession stand is a highly used amenity and there has been feedback from park patrons who want an additional shelter in the park. On October 12, 2017, the City Council approved a supplemental services contract with Spangenberg Phillips Tice (SPT) for design of features at O.J. Watson Park. Since that time, SPT has been engaged for design services for the park masterplan, remodel of the existing enclosed shelter, remodel of the concessions building and design for the new event center.

Analysis: As one of the recommendations that was laid out in the Watson Park Master Plan, staff is recommending the design and construction of a four-season shelter/event center to be located on the west side of the park, off of McLean Boulevard. This building would be used to host standard rentals as well as premium rentals, which would include weddings and special events. The recently relocated Naftzger Park gazebo will be connected by a pathway to this facility. Staff has projected revenue increases of \$65,300 annually, based on a 60% rental basis. This facility will replace the current enclosed rental space, which was the previous concession stand.

Financial Considerations: The 2017-2026 Adopted CIP has \$550,000 in 2018 and \$330,000 in 2019 for this project. The funding source for this project is General Obligation Bonds.

Legal Considerations: The Law Department has reviewed the bonding resolution as to form.

Recommendations/Actions: It is recommended that the City Council adopt the bonding resolution and approve the initiation of funding for the project.

Attachments: Bonding resolution.

RESOLUTION NO. 18-

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF WICHITA, KANSAS TO PAY THE COSTS OF PUBLIC PARK IMPROVEMENTS.

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the City Council (the “Governing Body”) of the City has heretofore, pursuant to K.S.A. 13-1346, created the Wichita Board of Park Commissioners (the “Board”); and

WHEREAS, the Governing Body is authorized, pursuant to K.S.A. 13-1024c, as amended by Charter Ordinance No. 156 of the City (the “Act”) to issue general obligation bonds of the City without an election for the purpose of paying for the construction, purchase or improvement of any public improvement, including the land necessary therefore, and for the purpose of rebuilding, adding to or extending the same as the necessities of the City may require and for the purpose of paying for certain personal property therefore; and

WHEREAS, the Governing Body hereby finds and determines that it is necessary and advisable to make certain public improvements described as follows:

Labor, material, equipment and expenditures necessary for the design, development, removal, construction and improvements at O. J. Watson Park including, but not limited to, the design and construction of a new event center, wayfinding improvements, and other amenities as funds allow. (collectively, the “Project”) for the use of the Board and/or City, and to provide for the payment of all or a portion of the costs thereof by the issuance of general obligation bonds of the City pursuant to the Act.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Project Authorization. It is hereby authorized, ordered and directed that the Project be designed, acquired and/or constructed at an estimated cost of \$880,000 in accordance with specifications prepared or approved by the City of Wichita.

Section 2. Project Financing. All or a portion of the costs of the Project, interest on financing and administrative and financing costs shall be financed with the proceeds of general obligation bonds of the City (the “Bonds”). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of this Resolution, pursuant to Treasury Regulation §1.150-2.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magana, City Attorney and
Director of Law

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: Over Estimate Bid for Stormwater Sewer Improvements to Serve Uptown Landing Addition (District I)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the revised estimate, approve acceptance of the lowest bid.

Background: On May 9, 2017, the City Council approved a development agreement with Uptown Landing, LLC for ownership of the parcels and construction of apartments and commercial space. On February 13, 2018, the City Council approved funding for design and construction of a storm sewer extension to capture storm water runoff at Victor Street, from Hillside. The project was bid for construction on May 18, 2018, with all bids exceeding the design consultant's Engineer's Estimate.

Analysis: The project will provide stormwater sewer drainage improvements to Victor Street that currently cause flooding on private property at Rutan Street.

The lowest bid received for the project exceeded the design consultant's Engineer's Estimate by less than \$36,000, or 17% of the estimate. The second lowest bid exceeded the estimate by \$59,000. The escalated cost for this project can be attributed to working in close proximity of the new development, which the original estimate tried to anticipate. Accepting the lowest bid will allow the project to proceed without requiring it to be re-bid, thus eliminating a potential increase in the cost and delay in construction of the improvements. In accordance with Charter Ordinance No. 222, staff recommends the City Council approve acceptance of the lowest bid based on the best interest of the City. A revised estimate has been prepared to reflect the increased cost of constructing the improvements.

Financial Considerations: Funding is available within the approved budget of \$300,000. The increased bid price can be accommodated with the authorized funding amount.

Legal Considerations: This bid acceptance complies with Charter Ordinance No. 222.

Recommendations/Actions: It is recommended that the City Council approve the revised estimate, approve acceptance of the lowest bid, and authorize the necessary signatures.

Attachment: Bid summary.

STORM SEWER BID TABULATION SUMMARY

RQ840538

FB840085		Engineer's Construction Estimate	Conspec Inc.	Cornejo & Sons LLC	Dutton Construction and Plumbing LLC
SWS #723 Uptown Landing at Parkstone Addition Stormwater Drain	Base Bid Group 1	\$214,928.00	\$250,415.00	\$273,371.50	
Add Alternate	Group 2		\$15,000.00	\$25,000.00	
Parkstone Addition	BID BOND				
468-85286 (660821)	ADDENDA	2			
BID TOTAL		\$214,928.00	\$265,415.00	\$298,371.50	
		Engineer's Construction Estimate	McCullough Excavation	Mies Construction	Nowak Construction
SWS #723 Uptown Landing at Parkstone Addition Stormwater Drain	Base Bid Group 1	\$214,928.00			
Add Alternate	Group 2				
Parkstone Addition	BID BOND				
468-85286 (660821)	ADDENDA	2			
BID TOTAL		\$214,928.00			
		Engineer's Construction Estimate	Stannard Construction d/b/a WB Carter	Utilities Plus	Wildcat Construction
SWS #723 Uptown Landing at Parkstone Addition Stormwater Drain	Base Bid Group 1	\$214,928.00			
Add Alternate	Group 2				
Parkstone Addition	BID BOND				
468-85286 (660821)	ADDENDA	2			
BID TOTAL		\$214,928.00			
		Engineer's Construction Estimate			
SWS #723 Uptown Landing at Parkstone Addition Stormwater Drain	Base Bid Group 1	\$214,928.00			
Add Alternate	Group 2				
Parkstone Addition	BID BOND				
468-85286 (660821)	ADDENDA	2			
BID TOTAL		\$214,928.00			
Award 6-19-18 subject to City Council approval of new Engineer's Estimate and Budget Authorization. Revised Engineer's Estimate including Add Alternate \$265,415.00.					

CHECKED BY: _____

REVIEWED BY: _____

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: Parking Garage and Surface Lot Improvements (All Districts)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendations: Approve the project and adopt the bonding resolution.

Background: The 2017-2026 Adopted Capital Improvement Program (CIP) includes a project for parking garage and surface lot improvements in 2018. This project finances planned repairs, upgrades, and improvements for the parking lots and garages.

Analysis: The funding would allow repairs to surface lot parking areas and garages that have been identified in the recent facility assessment project. This work would occur at numerous City facilities and target a backlog of deferred maintenance and rehabilitation needs.

Financial Considerations: The 2017-2026 Adopted Capital Improvement Program includes \$250,000 in General Obligation bond funding for parking garage and surface lot improvements in 2018. Staff recommends that the City Council initiate the full \$250,000 at this time.

Legal Considerations: The Law Department has reviewed and approved the bonding resolution as to form.

Recommendations/Actions: It is recommended that the City Council approve the project, adopt the bonding resolution, and authorize the necessary signatures.

Attachments: Budget sheet and bonding resolution.

Project Request

☒ CIP ☐ Non-CIP

CIP YEAR:

2018

CIP #: #17 Page 84

☐ NEIGHBORHOOD IMPROVEMENT

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Fleet & Bldings

RESOLUTION/ORDINANCE #:

ENGINEERING REFERENCE #:

FUND: 435 Public Improvements

COUNCIL DISTRICT: 07 All Districts

DATE COUNCIL APPROVED: 6/19/2018

REQUEST DATE:

PROJECT #: 435523

PROJECT TITLE: Parking Garage/Surface Lot Improvement

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: Parking Garage/Surface Lot Improvement

OCA #: 796044

OCA TITLE: Parking Garage/Surface Lot Improvement

PERSON COMPLETING FORM: Janis Edwards

PHONE #: 268-4548

PROJECT MANAGER: Rick Stubbs

PHONE #: 268-4119

☒ NEW BUDGET ☐ REVISED BUDGET

REVENUE

Object Level 3	Budget
9720 G.O. Bonds	\$250,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

REVENUE TOTAL: \$250,000.00

EXPENSE

Object Level 3	Budget
2999 Contractuals	\$250,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

EXPENSE TOTAL: \$250,000.00

NOTES: Hold for LOC

SIGNATURES REQUIRED

DIVISION HEAD:

DEPARTMENT HEAD:

BUDGET OFFICER:

CITY MANAGER:

Print Form

DATE: 5/9/2018

DATE: 6/5/18

DATE: 5-24-18

DATE:

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF WICHITA, KANSAS TO PAY THE COSTS OF CERTAIN PUBLIC IMPROVEMENTS IN THE CITY.

WHEREAS, the City of Wichita, Kansas (the "City") is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the Governing Body is authorized, , pursuant to K.S.A. 13-1024c, as amended by Charter Ordinance No. 156 of the City (the "Act") to issue general obligation bonds of the City without an election for the purpose of paying for the construction, purchase or improvement of any public improvement, including the land necessary therefore, and for the purpose of rebuilding, adding to or extending the same as the necessities of the City may require and for the purpose of paying for certain personal property therefore; and

WHEREAS, the Governing Body hereby finds and determines that it is necessary and advisable to make certain public improvements described as follows:

Parking Garage and Surface Lot Improvements

(Including but not limited to repairs and improvements of parking structures and surface lots at City Facilities, collectively, the "Project") and to provide for the payment of all or a portion of the costs thereof by the issuance of general obligation bonds of the City pursuant to the Act.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Project Authorization. It is hereby authorized, ordered and directed that the Project be acquired and/or constructed at an estimated cost of \$250,000 in accordance with plans and specifications therefore prepared under the direction of the Facilities Division Manager and approved by the Governing Body; said plans and specifications to be placed on file in the office of the City Engineer.

Section 2. Project Financing. All or a portion of the costs of the Project, interest on financing and administrative and financing costs shall be financed with the proceeds of general obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of this Resolution, pursuant to Treasury Regulation §1.150-2.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

ADOPTED by the City Council of the City of Wichita, Kansas, on _____, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Brian K. Magana
for Jennifer Magana, Director of Law

RESOLUTION NO. 18-198

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF WICHITA, KANSAS TO PAY THE COSTS OF CERTAIN PUBLIC IMPROVEMENTS IN THE CITY.

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the Governing Body is authorized, , pursuant to K.S.A. 13-1024c, as amended by Charter Ordinance No. 156 of the City (the “Act”) to issue general obligation bonds of the City without an election for the purpose of paying for the construction, purchase or improvement of any public improvement, including the land necessary therefore, and for the purpose of rebuilding, adding to or extending the same as the necessities of the City may require and for the purpose of paying for certain personal property therefore; and

WHEREAS, the Governing Body hereby finds and determines that it is necessary and advisable to make certain public improvements described as follows:

Parking Garage and Surface Lot Improvements

(Including but not limited to repairs and improvements of parking structures and surface lots at City Facilities, collectively, the “Project”) and to provide for the payment of all or a portion of the costs thereof by the issuance of general obligation bonds of the City pursuant to the Act.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Project Authorization. It is hereby authorized, ordered and directed that the Project be acquired and/or constructed at an estimated cost of \$250,000 in accordance with plans and specifications therefore prepared under the direction of the Facilities Division Manager and approved by the Governing Body; said plans and specifications to be placed on file in the office of the City Engineer.

Section 2. Project Financing. All or a portion of the costs of the Project, interest on financing and administrative and financing costs shall be financed with the proceeds of general obligation bonds of the City (the “Bonds”). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of adoption of this Resolution, pursuant to Treasury Regulation §1.150-2.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

ADOPTED by the City Council of the City of Wichita, Kansas, on June 19, 2018.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magana, Director of Law

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

SUBJECT: Surplus Cash Note Correction; Save-A-Lot Grocery Store, 1640 S. Broadway (District III)

INITIATED BY: Housing and Community Services Department

AGENDA: Consent

Recommendation: Approve correction of the surplus cash note.

Background: On August 2, 2016, the City Council approved a substantial amendment to the 2016-2017 Third Program Year Action Plan for the City's Community Development Block Grant (CDBG), HOME Investment Partnerships Program (HOME), and Emergency Solutions Grant (ESG) funding. The substantial amendment included CDBG funding in the amount of \$400,000 for the Save-A-Lot grocery store located at 1640 S. Broadway, in response to an unsolicited proposal from Honor Capital, LLC. The CDBG funding was provided in the form of a 30-year loan, with annualized payments based upon available surplus cash. The grocery store opened for business on January 4, 2017.

Analysis: A surplus cash note prepared for the project reflects a first payment due date of July 1, 2017, but should have reflected a first payment due date of July 1, 2018. The Housing and Community Services Department has prepared a corrected surplus cash note, reflecting the intended first payment due date of July 1, 2018.

Financial Considerations: There is no impact to the General Fund. No additional federal CDBG funding is to be provided.

Legal Considerations: The Law Department has reviewed and approved the corrected surplus cash note as to form.

Recommendations/Actions: It is recommended that the City Council approve correction of the surplus cash note.

Attachment: Corrected Surplus Cash Note.

Corrected Surplus Cash Note

Project Name: Save-A-Lot, at 1640 S. Broadway (D3)

FOR VALUE RECEIVED, SBFO Operator No. 9-Wichita, LLC, a limited liability company (“**Maker**”) promises to pay to City of Wichita, Kansas (“**Payee**”) the sum of Four Hundred Thousand Dollars (\$400,000), payable at Wichita, KS with interest on any remaining balance of principal at Two and 24/100 percent (2.24%) per annum payable annually commencing July 1, 2018 and thereafter on the first day of July until the entire indebtedness has been paid. Any interest not so paid shall not create any default in the terms of this note but shall accrue and be payable in full on the maturity date hereof. In any event the balance of principal, if any remaining unpaid, plus accrued interest, shall be due and payable on July 1, 2047 (“**Maturity Date**”). The definition of any capitalized term or word used herein can be found in this Corrected Surplus Cash Note, or the Subordinated Loan and Security Agreement dated the 3rd day of October, 2016, by and between Maker and Payee and securing this Corrected Surplus Cash Note.

This Corrected Surplus Cash Note is subject to the following terms and conditions:

1. Payments due under this Corrected Surplus Cash Note shall be payable only from 75% of available Surplus Cash.
2. Maker may pay any part or all of the principal of this Corrected Surplus Cash Note on any interest payment date.
3. This Corrected Surplus Cash Note is non-negotiable.
4. Interest on this Corrected Surplus Cash Note shall not be compounded.

This Corrected Surplus Cash Note is given under and shall be governed by the laws of State of Kansas.

IN WITNESS WHEREOF, Maker has signed this Corrected Surplus Cash Note on this ____ day of June, 2018, and is dated to be effective October 3, 2016.

MAKER: SBFO Operator No. 9 – Wichita, LLC

By: _____

Name: Mathew Eisenbach

Title: Managing Member

SECOND READING ORDINANCES FOR JUNE 19, 2018 (FIRST READ JUNE 12, 2018)

a. ORDINANCE NO. 50-802

AN ORDINANCE ADJUSTING MAXIMUM SPECIAL ASSESSMENTS ON CERTAIN LOTS, PIECES AND PARCELS OF PROPERTY LIABLE FOR SUCH SPECIAL ASSESSMENTS TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS (FAÇADE IMPROVEMENTS – (518 SOUTH COMMERCE IMPROVEMENT DISTRICT).

b. ORDINANCE NO. 50-803

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-C, AS ADOPTED BY SECTION 28.04.010, AS AMENDED.

Case No. ZON2018-00014

City of Wichita
City Council Meeting
June 19, 2018

TO: Mayor and City Council

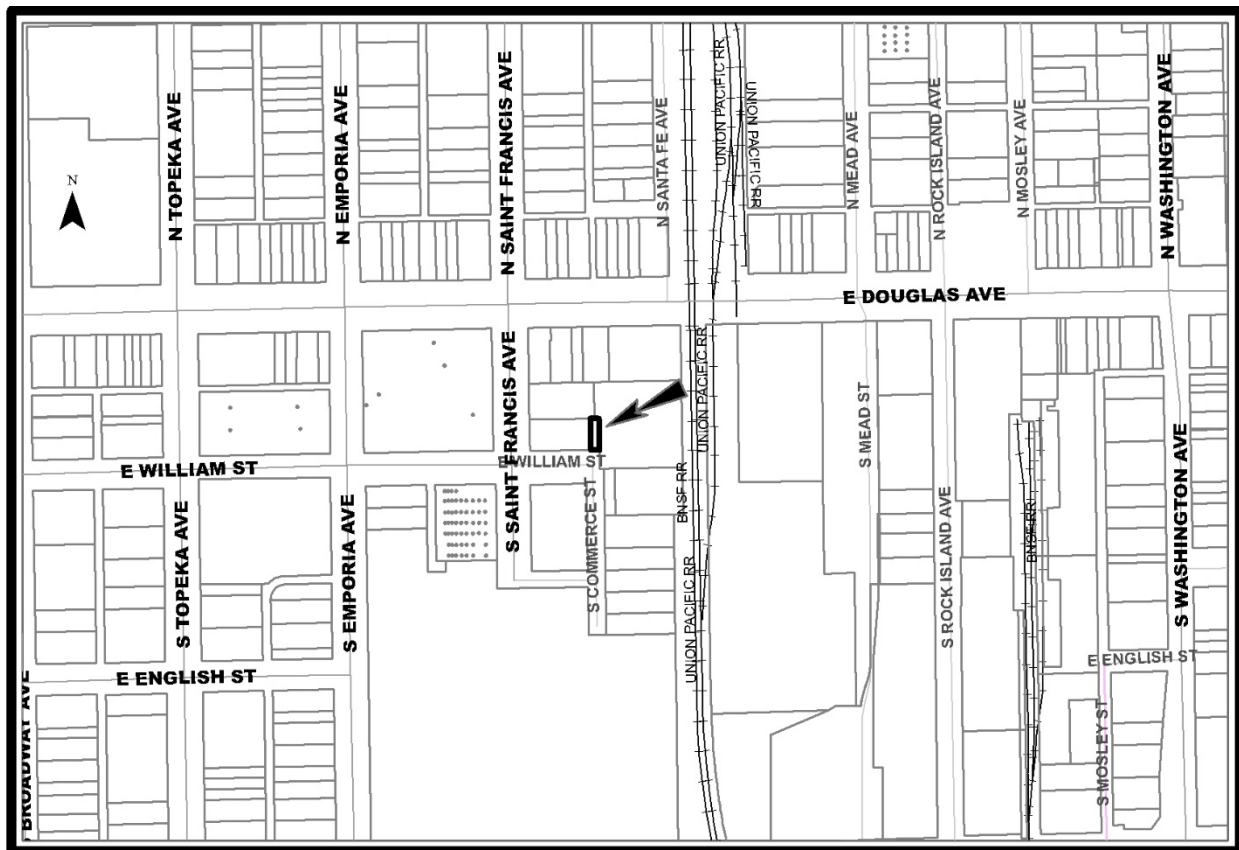
SUBJECT: VAC2017-00025 – City Vacation of Platted Alley Generally Located Directly North of the Intersection of East William Street and South Commerce Street. (District I)

INITIATED BY: Metropolitan Area Planning Department

AGENDA: Planning (Consent)

MAPC Recommendation: The MAPC recommended approval of the request (12-0) subject to staff recommendations.

MAPD Staff Recommendation: Metropolitan Area Planning Department staff recommended approval of the request.



Background: The applicants are requesting the vacation of all of the alley located directly north of the intersection of East William Street and South Commerce Street. The alley was platted in the N.A. English's Addition to the City of Wichita in 1871. Previously other portions of the original alley have been vacated, this application is seeking to remove the remaining alley in order to provide for more efficient and logical parcel arrangement in order to facilitate development of both public and private projects.

Analysis: On August 10, 2017, the Metropolitan Area Planning Commission (MAPC) recommended approval of the request (12-0). On July 27, 2017, the Subdivision Committee recommended approval (6-0) to the MAPC. No members of the public spoke at the MAPC hearing or its Subdivision Committee meeting.

No protest petitions were submitted concerning the vacation. The request can be approved with a simple majority vote.

Financial Considerations: Approval of this request will not create any financial obligations for the City.

Legal Considerations: The Law Department has reviewed and approved, as to form, the Vacation Order. The Law Department concurs that the approval of the Vacation Order is in accordance with City policy. The original Vacation Order will be recorded with the Sedgwick County Register of Deeds.

Recommendation/Actions: It is recommended that the City Council follow the recommendation of the Metropolitan Area Planning Commission and approve the Vacation Order (simple majority of four votes required) and authorize the necessary signatures.

Attachments:

- Vacation Order
- Covenant Documents

**IN THE MATTER OF THE VACATION OF A PLATTED
ALLEY RIGHT OF WAY**

VAC2017-00025

VACATION ORDER

5. The vacation of the described platted alley right of way should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 19th day of June, 2018, ordered that the described platted alley right of way is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall send this original Vacation Order to the Register of Deeds of Sedgwick County.

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Jennifer Magana, City Attorney and Director of Law

COVENANT

THIS COVENANT is made this _____ day of _____, 2017 by the City of Wichita, a municipal corporation (the "Declarant"),

WITNESSETH:

WHEREAS, the Declarant is the owner of the following described real estate, to-wit:

Lots 7, 9 and 11 on Fourth Avenue, now St. Francis Avenue, N. A. English's Addition to Wichita, Sedgwick County, Kansas; generally located at the northeast corner of St. Francis Avenue and William Street.

WHEREAS, the appropriate government authorities intend to proceed with the vacation of that certain platted alley abutting Declarant Property on the east, as created by vacation case VAC2017-00025, and described as follows:

That portion of an alley dedicated by N. A. English's Addition to the City of Wichita, Sedgwick County, Kansas abutting the west line of Lots 8, 10, and 12 on Fifth Avenue, now Santa Fe Avenue, and abutting the east line of Lots 7, 9, and 11 on Fourth Avenue, now St. Francis Avenue (the "Alley"); and

WHEREAS, the Declarant desires for a portion of the Alley, once vacated, to be retained, held and bound together with Declarant Property.

NOW, THEREFORE, the Declarant agrees and covenants that the portion of the above described Alley described as follows: The Vacated alley abutting the east line of Lots 7, 9 and 11 on Saint Francis, in N.A. English's Addition to the City of Wichita, Sedgwick County, Kansas, Except that portion of said Vacated Alley described as beginning at the southwest corner of Lot 12 on Fifth Avenue, now Santa Fe, in N.A. English's Addition to the City of Wichita, Sedgwick County, Kansas; thence S89°53'27"W, along the south line of said Lot 12 as extended west, 1.65 feet; thence N00°05'11"W, 75.00 feet more or less to a point in the north line of said Lot 8, as extended west; thence N89°52'25"E, along the extended north line of said Lot 8, 1.78 feet to the northwest corner of said Lot 8; thence S00°00'33"W, along the west line of said Lots 8, 10 and 12, 75.00 feet to the Point of Beginning, shall be retained, held and bound together with the Declarant Property once the Alley is vacated.

It is also understood that this covenant shall be binding upon the Declarant, its successors and assigns, and shall run with the land.

City of Wichita, Kansas

Jeff Longwell, Mayor

STATE OF KANSAS)
SEDGWICK COUNTY)

BE IT REMEMBERED, that on this _____ day of _____, 2017, before me, the undersigned, a Notary Public, in and for the County and State aforesaid, came Jeff Longwell, Mayor of the City of Wichita, Kansas who is personally known to me to be the same person who executed this written document and such person duly acknowledged the execution of the same, for and on behalf of the corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

Notary Public

My Commission Expires: _____

APPROVED AS TO FORM:



Jennifer Magana, City Attorney and Director of Law

COVENANT

KNOW ALL MEN BY THESE PRESENTS THAT THE UNDERSIGNED, Seneca Property LLC, a Kansas limited liability corporation, is the owner of the following described real estate, to-wit:

Lots 8, 10 and 12 on Fifth Street, now Santa Fe Avenue, N. A. English's Addition to Wichita, Sedgwick County, Kansas; generally located at the northeast corner of St. Francis Street and William Street.

NOW THEREFORE, in consideration of receiving approval from the appropriate government authorities for the vacation of the platted alley abutting the above described property on the east, as created by vacation case VAC2017-00025, and described as:

That portion of an alley dedicated by N. A. English's Addition to the City of Wichita, Sedgwick County, Kansas abutting the west line of Lots 8, 10, and 12 on Fifth Avenue, now Santa Fe Avenue, and abutting the east line of Lots 7, 9, and 11 on Fourth Avenue, now St. Francis Avenue.

The undersigned agrees and covenants that a portion of the above described alley described as follows: Beginning at the southwest corner of Lot 12 on Fifth Avenue, now Santa Fe, in N.A. English's Addition to the City of Wichita, Sedgwick County, Kansas; thence S89°53'27"W, along the south line of said Lot 12 as extended west, 1.65 feet; thence N00°05'11"W, 75.00 feet more or less to a point in the north line of said Lot 8, as extended west; thence N89°52'25"E, along the extended north line of said Lot 8, 1.78 feet to the northwest corner of said Lot 8; thence S00°00'33"W, along the west line of said Lots 8, 10 and 12, 75.00 feet to the Point of Beginning shall be retained, held and bound together.

It is also understood that this covenant shall be binding upon the undersigned, his successors and assigns, and shall run with the land until such time as the said properties are replatted.

Seneca Property, LLC



Nick Esterline , Managing Member

STATE OF KANSAS)
SEDGWICK COUNTY)

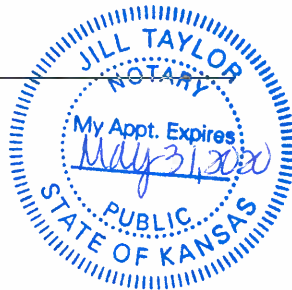
BE IT REMEMBERED, that on this 9th day of May, 201⁸7, before me,
the undersigned, a Notary Public, in and for the County and State aforesaid, came Nick Esterline
_____, managing member of Seneca Property, LLC who is personally known to me to
be the same person who executed this written document and such person duly acknowledged the
execution of the same, for and on behalf of the corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day
and year above written.

Jill Taylor

Notary Public

My Commission Expires: _____



Wichita, Kansas
June 18, 2018
10:00 a.m., Monday
Conference Room, 12th Floor

MINUTES - BOARD OF BIDS AND CONTRACTS*

The Board of Bids and Contracts met with Marty Strayer, Administrative Assistant, Public Works and Utilities, Amy Belcher, Senior Accountant, Finance, representing the Director of Finance, Trinh Bui, Principal Budget Analyst, Budget Office, Hannah Lang, Senior Buyer, representing Purchasing, Tavon Watkins and Allie Salz, Fellows, representing City Manager's Office, and Jamie Buster, Deputy City Clerk present.

Minutes of the regular meeting date June 11, 2018 were read and on motion approved.

Bids were opened May 11, 2018, May 18, 2018, June 8, 2018, and June 15, 2018 pursuant to advertisements published on:

WICHITA AIRPORT AUTHORITY: Aircraft Rescue Fire Fighting Vehicle.

Defer to June 25, 2018.

WICHITA AIRPORT AUTHORITY: Ancillary Equipment for ARFF Vehicles.

Defer to June 25, 2018.

WICHITA AIRPORT AUTHORITY: Continuous Friction Measuring Equipment.

Reject all bids.


WICHITA AIRPORT AUTHORITY: Taxiway H-2 Improvements and HGR 16 Apron Expansion.

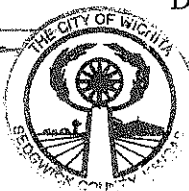
Defer to June 25, 2018.

The Purchasing Division recommended that the contracts be deferred/rejected as outlined above.

On motion the Board of Bids recommended that the contracts be deferred/rejected as outlined above.

On motion the Board of Bids adjourned.


Jamie Buster, CMC
Deputy City Clerk



Marty Strayer, Administrative Assistant
Department of Public Works

FORMAL BID REPORT

TO: Robert Layton, City Manager

DATE: June 18, 2018

WICHITA AIRPORT AUTHORITY BIDS – VICTOR WHITE, DIRECTOR OF AIRPORTS

May 11, 2018

Aircraft Rescue and Fire Fighting Vehicles – Wichita Airport Authority/Engineering Division
(Defer to June 25, 2018)

May 18, 2018

Ancillary Equipment for Aircraft Rescue and Fire Fighting Vehicles – Wichita Airport Authority/Engineering Div.
(Defer to June 25, 2018)

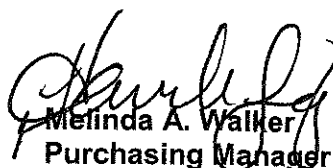
June 8, 2018

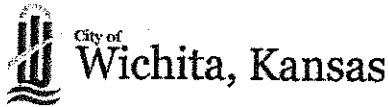
Continuous Friction Measuring Equipment – Wichita Airport Authority/Engineering Division
(All Bids Rejected)

June 15, 2018

Taxiway H-2 Improvements and Hangar 16 Apron Expansion – Wichita Airport Authority/Administration Div.
(Defer to June 25, 2018)

ITEMS TO BE PURCHASED AS ADVERTISED IN THE OFFICIAL CITY NEWSPAPER.


Melinda A. Walker
Purchasing Manager

**BID RESULTS**[Registration](#)[Solicitations](#)[Document Inquiry](#)[Login](#)[Help](#)

This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line

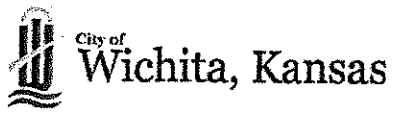
Solicitation: FB840065 **Aircraft Rescue Fire Fighting Vehicle** **Close Date/Time:** 5/11/2018 10:00 AM CST

Solicitation Type: Formal Bid[Return to the Bid List](#)**Award Method:** Aggregate Cost**Department:** Airport Engineering**Responses:** 3

Vendors	Complete	Bid Total	City Comments
OSHKOSH CORPORATION	Complete	\$1,272,946.00	Defer to 06/25/2018 Wichita Airport Authority/Airport Engineering Division
ROSENBAUER MINNESOTA, LLC	Complete	\$1,275,482.00	
EMERGENCY ONE INC	Complete	\$1,439,910.00	

BIDS ARE WITHIN ENGINEERS ESTIMATE

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This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

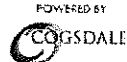
Vendor Group Line

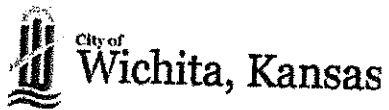
Solicitation: FB840072 **Ancillary Equipment for ARFF Vehicles** **Close Date/Time:** 5/18/2018 10:00 AM CST

Solicitation Type: Formal Bid[Return to the Bid List](#)**Award Method:** Group**Department:** Airport Engineering**Responses:** 5

Vendors	Complete	Bid Total	City Comments
KANSAS FIRE EQ CO INC	Partial	\$1,635.70	Defer to 06/25/2018 Wichita Airport Authority/Engineering Division
MUNICIPAL EMERGENCY SERVICES INC	Partial	\$71,538.78	
ED M FELD EQUIPMENT CO INC	Partial	\$83,172.00	
CONRAD FIRE EQUIPMENT INC	Partial	\$97,100.64	
DANKO EMERGENCY EQUIP	Partial	\$137,639.32	

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This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group

Solicitation:
FB840082

**Continuous Friction Measuring
Equipment**

Close Date/Time: 6/8/2018 10:00
AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Aggregate Cost

Department: Airport Engineering

Responses: 4

Vendors	Complete	Bid Total	City Comments
ASFT INC	Complete	\$65,000.00	Aggregate Bid
TRADE WIND SCEINTFIC	Complete	\$87,450.00	Aggregate Bid
TEAM EAGLE	Complete	\$96,920.00	Aggregate Bid
HALLIDAY TECHNOLOGIES	Complete	\$99,352.00	Aggregate Bid

6/19/2018 Reject All Bids
Wichita Airport Authority

BIDS ARE WITHIN ENGINEERS ESTIMATE

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City of
Wichita, Kansas

BID RESULTS

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This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line

Solicitation: Taxiway H-2 Improv and HGR 16 Aprn
FB840104 Expan

Close Date/Time: 6/15/2018 10:00
AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Aggregate Cost

Department: Airport Administration

Responses: 3

Vendors	Complete	Bid Total	City Comments
PEARSON CONSTRUCTION LLC	Complete	\$1,014,485.50	Defer to 6/25/2018 Airport/Airport Administration
CONCO, INC	Complete	\$1,195,412.50	
CORNEJO & SONS LLC	Complete	\$1,326,566.50	

BIDS ARE WITHIN ENGINEERS ESTIMATE

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